

Volume 49, Number 19
Pages 1437—1484

October 1, 2024

MISSOURI



REGISTER

John R. Ashcroft  Secretary of State

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The *Missouri Register* is published semi-monthly by

SECRETARY OF STATE

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ISSN 0149-2942

The *Missouri Register* and *Code of State Regulations* (CSR) are available on the Internet. The *Register* address is sos.mo.gov/adrules/moreg/moreg and the CSR is available at sos.mo.gov/adrules/csr/csr. The Administrative Rules Division may be contacted by email at rules@sos.mo.gov.

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MISSOURI



REGISTER

October 1, 2024

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Documents will be accepted for filing on all regular workdays from 8:00 a.m. until 5:00 p.m. We encourage early filings to facilitate the timely publication of the *Missouri Register*. Orders of Rulemaking appearing in the *Missouri Register* will be published in the *Code of State Regulations* and become effective as listed in the chart above. Advance notice of large volume filings will facilitate their timely publication. We reserve the right to change the schedule due to special circumstances. Please check the latest publication to verify that no changes have been made in this schedule. To review the entire year's schedule, please see the website at sos.mo.gov/adrules/pubsched.

HOW TO CITE RULES AND RSMO

RULES

The rules are codified in the *Code of State Regulations* in this system–

Title	CSR	Division	Chapter	Rule
3 Department	<i>Code of State Regulations</i>	10- Agency division	4 General area regulated	115 Specific area regulated

and should be cited in this manner: 3 CSR 10-4.115.

Each department of state government is assigned a title. Each agency or division in the department is assigned a division number. The agency then groups its rules into general subject matter areas called chapters and specific areas called rules. Within a rule, the first breakdown is called a section and is designated as (1). Subsection is (A) with further breakdown into paragraphs 1., subparagraphs A., parts (I), subparts (a), items I. and subitems a.

The rule is properly cited by using the full citation; for example, 3 CSR 10-4.115, NOT Rule 10-4.115.

Citations of RSMo are to the *Missouri Revised Statutes* as of the date indicated.

Code and Register on the Internet

The *Code of State Regulations* and *Missouri Register* are available on the Internet.

The *Code* address is sos.mo.gov/adrules/csr/csr

The *Register* address is sos.mo.gov/adrules/moreg/moreg

These websites contain rulemakings and regulations as they appear in the *Code* and *Registers*.

The text of proposed rules and changes will appear under this heading. A notice of proposed rulemaking is required to contain an explanation of any new rule or any change in an existing rule and the reasons therefor. This explanation is set out in the PURPOSE section of each rule. A citation of the legal authority to make rules is also required, and appears following the text of the rule, after the word "Authority."

Entirely new rules are printed without any special symbology under the heading of proposed rule. If an existing rule is to be amended or rescinded, it will have a heading of proposed amendment or proposed rescission. Rules that are proposed to be amended will have new matter printed in boldface type and matter to be deleted placed in brackets.

An important function of the *Missouri Register* is to solicit and encourage public participation in the rulemaking process. The law provides that for every proposed rule, amendment, or rescission there must be a notice that anyone may comment on the proposed action. This comment may take different forms.

If an agency is required by statute to hold a public hearing before making any new rules, then a Notice of Public Hearing will appear following the text of the rule. Hearing dates must be at least thirty (30) days after publication of the notice in the *Missouri Register*. If no hearing is planned or required, the agency must give a Notice to Submit Comments. This allows anyone to file statements in support of or in opposition to the proposed action with the agency within a specified time, no less than thirty (30) days after publication of the notice in the *Missouri Register*.

An agency may hold a public hearing on a rule even though not required by law to hold one. If an agency allows comments to be received following the hearing date, the close-of-comments date will be used as the beginning day in the ninety- (90-) day count necessary for the filing of the order of rulemaking.

If an agency decides to hold a public hearing after planning not to, it must withdraw the earlier notice, file a new notice of proposed rulemaking, and schedule a hearing for a date not less than thirty (30) days from the date of publication of the new notice.

Proposed Amendment Text Reminder:

Boldface text indicates new matter.

[Bracketed text indicates matter being deleted.]

TITLE 2 – DEPARTMENT OF AGRICULTURE
Division 90 – Weights, Measures and Consumer
Protection
Chapter 30 – Petroleum Inspection

PROPOSED AMENDMENT

2 CSR 90-30.040 Quality Standards for Motor Fuels. The Missouri Department of Agriculture is amending the summary statement and sections (1) and (4).

PURPOSE: Missouri currently adopts the most current version of the annual book of ASTM standards and supplements thereto. This amendment will adopt the 2024 edition of annual book of ASTM standards to comply with section 536.031, RSMo. Because we will no longer adopt the most current version of the annual book of ASTM standards and supplements thereto, we must also remove paragraph (1)(C)5. This section states that vapor pressure

exceptions remained in effect until ASTM incorporated changes to the vapor pressure maximums for ethanol blends. With adoption of the proposed changes, this paragraph is no longer accurate. Additionally, pursuant to provisions specified by the Clean Air Act (CAA), the Governors of Illinois, Iowa, Minnesota, Missouri, Nebraska, Ohio, South Dakota, and Wisconsin submitted petitions requesting that EPA remove the 1-pound per square inch (psi) Reid vapor pressure (RVP) waiver for summer gasoline-ethanol blended fuel containing 10 percent ethanol (E10). EPA is acting on those petitions by removing the 1-psi waiver in those States effective April 28, 2025. This amendment will align Missouri fuel quality regulation with the Environmental Protection Agency (EPA) removal of the 1-pound RVP allowance during the summer months for gasoline-ethanol blended fuels containing 10 percent ethanol (E10). Finally, a specific reference to the EPA's pump labeling requirement found in 40 CFR 1090 will be removed because it is not necessary.

PUBLISHER'S NOTE: The secretary of state has determined that the publication of the entire text of the material which is incorporated by reference as a portion of this rule would be unduly cumbersome or expensive. This material as incorporated by reference in this rule shall be maintained by the agency at its headquarters and shall be made available to the public for inspection and copying at no more than the actual cost of reproduction. This note applies only to the reference material. The entire text of the rule is printed here.

SUMMARY: ASTM International, formerly known as the American Society of Testing and Materials (ASTM) addresses standard specifications for kerosene, diesel fuel, heating oil, aviation turbine fuel, gasoline, gasoline-alcohol blends, and other motor fuels. Missouri references the [most current] 2024 edition of ASTM specifications as Missouri law ([Chapter] section 414.032 RSMo).

(1) Regulation Regarding Quality of Motor Fuels. The following fuels when sold, offered for sale, or when used in this state shall meet the following requirements:

(B) All automotive gasoline shall meet the requirements set in ASTM D4814-24a **Standard Specification for Automotive Spark-Ignition Engine Fuel (July 2024)**, herein incorporated by reference and made a part of this rule as published by ASTM International, 100 Barr Harbor Drive, PO Box C700, West Conshohocken, PA 19428-2959, phone: (610) 832-9500, website: www.astm.org. This rule does not incorporate any subsequent amendments or additions;

(C) All automotive gasoline containing oxygenated additives shall meet the requirements set in ASTM D4814-24a and the following requirements:

1. When methanol is blended in quantities greater than three tenths (0.3) volume percent, the finished blend shall contain at least an equal amount of butanol or higher molecular weight alcohol;

[2. When gasoline contains nine percent (9%) or up to and including fifteen percent (15%) ethanol, a vapor pressure tolerance not exceeding one pound per square inch (1.0 psi) is allowed in accordance with U.S. EPA per 40 CFR 1090.215(b) (2) from June 1 through September 15;]

[3.]2. When gasoline contains one percent (1%) or up to and including fifteen percent (15%) ethanol, a one pound per square inch (1.0 psi) vapor pressure tolerance is allowed for volatility classes A, B, C, and D from September 16 through May 31 for retailers and wholesale purchaser-consumers and September 16 through April 30 for refineries, importers, pipelines, and terminals; and

[4.]3. When gasoline contains one percent (1%) or up to

and including fifteen percent (15%) ethanol, a one-half pound per square inch (0.5 psi) vapor pressure tolerance is allowed for volatility class E from September 16 through May 31; [and]

[5. The vapor pressure exceptions in paragraphs (1) (C)2., 3., and 4. of this rule will remain in effect until ASTM incorporates changes to the vapor pressure maximums for ethanol blends;]

(4) Classification of Petroleum Fuels. When gasoline, illuminating oils, heating fuels, or other motor fuels are sold or offered for sale in Missouri, the invoice bill of lading, shipping paper, or other documentation must identify the name of the product, the particular grade of the product as designated by ASTM, and, when applicable, the minimum octane (antiknock index) as listed in subsections (4)(A)–(K) of this section. All retail dispensing devices must conspicuously identify the name of the product, the particular grade of the product as designated, and, when applicable, the minimum octane (antiknock index) as listed as follows:

(C) Retailers and wholesale purchaser-consumers of gasoline shall comply with the Environmental Protection Agency (EPA) pump labeling requirements for gasoline containing greater than ten (10) volume percent up to fifteen (15) volume percent ethanol (E15) [under 40 CFR 1090.1500(b)(1-3)-1510];

AUTHORITY: sections 414.142 and 414.300, RSMo 2016. This rule was previously filed as 2 CSR 90-30.030. Emergency rule filed Dec. 1, 1987, effective Jan. 1, 1988, expired March 1, 1988. Original rule filed Oct. 16, 1987, effective Feb. 11, 1988. For intervening history, please consult the **Code of State Regulations**. Amended: Filed Aug. 26, 2024.

PUBLIC COST: This proposed amendment will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

PRIVATE COST: This proposed amendment will not cost private entities more than five hundred dollars (\$500) in the aggregate.

NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed amendment with the Missouri Department of Agriculture, Weights, Measures and Consumer Protection Division, Fuel Quality Program, PO Box 630, Jefferson City, MO 65102, or online at Agriculture.MO.Gov/proposed-rules/. To be considered, comments must be received within thirty (30) days after publication of this notice in the **Missouri Register**. No public hearing is scheduled.

TITLE 11 – DEPARTMENT OF PUBLIC SAFETY Division 45 – Missouri Gaming Commission Chapter 13 – Hearings

PROPOSED AMENDMENT

11 CSR 45-13.030 Requests for Hearings. The commission is amending the purpose statement and section (2).

PURPOSE: This amendment removes restrictions regarding the issuance of Preliminary Orders of Discipline to occupational licensees whose licenses have been placed in a casino restricted status, terminated, or have expired and their ability to request a hearing.

PURPOSE: This rule establishes the procedure for [requesting]

licensees and applicants to request a hearing for licenses established in 11 CSR 45-4, 11 CSR 45-51, 11 CSR 45-52, and 11 CSR 45-53.

(2) A request for hearing must be submitted within thirty (30) days from the date of mailing by the commission of the decision or issue about which the petitioner requests a hearing.

[(E) Other than disciplinary actions recommending the revocation of an occupational license, no Preliminary Order of Discipline shall be issued for an occupational licensee whose license has been placed in a casino restricted status, terminated, or has expired prior to the entry of said order.

(F) Other than disciplinary actions recommending the revocation of an occupational license, if the petitioner's occupational license has been placed in a casino restricted status, terminated, or has expired prior to the entry by the commission of a Final Order of Discipline, then the Preliminary Order of Discipline shall be rescinded, and the petitioner's request for hearing shall be denied and stricken.]

AUTHORITY: sections 313.004[, 313.052, 313.065,] and 313.560, RSMo [2000] 2016, and sections 313.800 [and], 313.805, and 313.812, RSMo Supp. [2013] 2024. Emergency rule filed Sept. 1, 1993, effective Sept. 20, 1993, expired Jan. 17, 1994. Emergency rule filed Jan. 5, 1994, effective Jan. 18, 1994, expired Jan. 30, 1994. Original rule filed Sept. 1, 1993, effective Jan. 31, 1994. For intervening history, please consult the **Code of State Regulations**. Amended: Filed Aug. 29, 2024.

PUBLIC COST: This proposed amendment will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

PRIVATE COST: This proposed amendment will not cost private entities more than five hundred dollars (\$500) in the aggregate.

NOTICE OF PUBLIC HEARING AND NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed amendment via email to MGCPolicy@mgs.dps.mo.gov, or by mail to the Missouri Gaming Commission, Policy Section, PO Box 1847, Jefferson City, MO 65102. To be considered, comments must be received within thirty (30) days after publication of this notice in the **Missouri Register**. A public hearing is scheduled for November 1, 2024, at 10 a.m., in the Missouri Gaming Commission's Hearing Room, 3417 Knipp Drive, Jefferson City, MO.

TITLE 11 – DEPARTMENT OF PUBLIC SAFETY Division 45 – Missouri Gaming Commission Chapter 30 – Bingo

PROPOSED AMENDMENT

11 CSR 45-30.135 Bingo Workers. The commission is adding a new section (3).

PURPOSE: This amendment clarifies that workers are required to be on the approved worker list prior to working bingo.

(3) No person shall be allowed to work bingo until that individual has been placed on the approved worker list for that organization by the commission. The organization shall not submit any person to be added to the approved

worker list who has not been a bona fide member of the organization for at least six (6) months.

Authority: section 313.065, RSMo [2000] 2016. Original rule filed Dec. 1, 2004, effective July 30, 2005. Amended: Filed Aug. 29, 2024.

PUBLIC COST: This proposed amendment will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

PRIVATE COST: This proposed amendment will not cost private entities more than five hundred dollars (\$500) in the aggregate.

NOTICE OF PUBLIC HEARING AND NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed amendment via email to MGCPolicy@mgc.dps.mo.gov, or by mail to the Missouri Gaming Commission, Policy Section, PO Box 1847, Jefferson City, MO 65102. To be considered, comments must be received within thirty (30) days after publication of this notice in the **Missouri Register**. A public hearing is scheduled for Nov. 1, 2024, at 10 a.m., in the Missouri Gaming Commission's Hearing Room, 3417 Knipp Drive, Jefferson City, MO.

**TITLE 11 – DEPARTMENT OF PUBLIC SAFETY
Division 45 – Missouri Gaming Commission
Chapter 30 – Bingo**

PROPOSED AMENDMENT

11 CSR 45-30.280 Net Receipts from Bingo and Bank Account. The commission is amending sections (3) and (6).

PURPOSE: This amendment clarifies that the check for starting cash may be written to the licensed organization as opposed to any charitable organization. This amendment also modifies the number of members that may attend the annual charitable gaming conference.

(3) If an organization uses starting cash, a check shall be written to a financial institution, retail establishment, or to ~~[a charitable]~~ **the licensed** organization to obtain the starting cash. The entire amount of the starting cash obtained by the organization shall be redeposited into the bingo checking account no later than the next business day. An organization may use a debit transaction instead of a check to obtain starting cash from their bingo checking account; however, each debit transaction shall be reported with other disbursements from the bingo checking account on the quarterly report, as required by 11 CSR 45-30.210.

(6) Bingo funds may be used for up to ~~[three (3)]~~ **four (4)** members of the organization to attend ~~[up to two (2)]~~ **one (1)** bingo-related convention[s] per calendar year. The following documentation shall be retained in the licensee's bingo records, and made available to commission staff upon request, for any convention expenses paid from bingo proceeds: 1) an official brochure containing the agenda and cost of the convention; 2) the names of the members attending and the title they hold in the organization; and 3) all receipts for associated costs such as mileage, hotel, and other reasonable expenses. Organizations may use bingo proceeds to pay reasonable fees to hold membership in a bingo-related association or organization. Documentation shall be retained

reflecting the cost of said membership.

AUTHORITY: sections [313.040,] 313.050, 313.052, 313.065, and 313.070, RSMo 2016, **and section 313.040, RSMo Supp. 2024.** Emergency rule filed June 21, 1994, effective July 1, 1994, expired Oct. 28, 1994. Emergency rule filed Oct. 19, 1994, effective Oct. 29, 1994, expired Feb. 25, 1995. Original rule filed July 11, 1994, effective Jan. 29, 1995. For intervening history, please consult the **Code of State Regulations**. Amended: Filed Aug. 29, 2024.

PUBLIC COST: This proposed amendment will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

PRIVATE COST: This proposed amendment will not cost private entities more than five hundred dollars (\$500) in the aggregate.

NOTICE OF PUBLIC HEARING AND NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed amendment via email to MGCPolicy@mgc.dps.mo.gov, or by mail to the Missouri Gaming Commission, Policy Section, PO Box 1847, Jefferson City, MO 65102. To be considered, comments must be received within thirty (30) days after publication of this notice in the **Missouri Register**. A public hearing is scheduled for Nov. 1, 2024, at 10 a.m., in the Missouri Gaming Commission's Hearing Room, 3417 Knipp Drive, Jefferson City, MO.

**TITLE 11 – DEPARTMENT OF PUBLIC SAFETY
Division 45 – Missouri Gaming Commission
Chapter 30 – Bingo**

PROPOSED AMENDMENT

11 CSR 45-30.610 Wireless Technology. The commission is amending section (1).

PURPOSE: This amendment removes wireless standards that were not properly incorporated in the rule.

(1) ~~[Wireless products used in conjunction with any bingo equipment as defined in 11 CSR 45-30.155 must meet minimum standards as determined by the commission.]~~ Pursuant to section 313.005(3), RSMo, a bingo card monitoring device shall not communicate with any other bingo card monitoring device, computer, or electronic device once provided to the patron; however, each bingo card monitoring device may receive wireless information from the system solely for the purpose of calling balls and advancing games.

AUTHORITY: sections 313.005[, 313.040,] and 313.065, RSMo 2016, **and section 313.040, RSMo Supp. 2024.** Original rule filed Jan. 27, 2006, effective Sept. 30, 2006. Amended: Filed June 25, 2015, effective Feb. 29, 2016. Amended: Filed June 30, 2016, effective Feb. 28, 2017. Amended: Filed Aug. 29, 2024.

PUBLIC COST: This proposed amendment will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

PRIVATE COST: This proposed amendment will not cost private entities more than five hundred dollars (\$500) in the aggregate.

NOTICE OF PUBLIC HEARING AND NOTICE TO SUBMIT

*COMMENTS: Anyone may file a statement in support of or in opposition to this proposed amendment via email to MGCPolicy@mgc.dps.mo.gov, or by mail to the Missouri Gaming Commission, Policy Section, PO Box 1847, Jefferson City, MO 65102. To be considered, comments must be received within thirty (30) days after publication of this notice in the **Missouri Register**. A public hearing is scheduled for Nov. 1, 2024, at 10 a.m., in the Missouri Gaming Commission's Hearing Room, 3417 Knipp Drive, Jefferson City, MO.*

**TITLE 11 – DEPARTMENT OF PUBLIC SAFETY
Division 70 – Division of Alcohol and Tobacco
Control
Chapter 2 – Rules and Regulations**

PROPOSED AMENDMENT

11 CSR 70-2.120 Retail Licensees. The Division of Alcohol and Tobacco Control is adding a section (7).

PURPOSE: This amendment disallows retailers from selling embargoed products.

(7) No retailer shall sell, deliver, hold or offer for sale any food, drug, device, or cosmetic that has been embargoed by the Department of Health and Senior Services pursuant to Chapter 196, RSMo.

*AUTHORITY: section 311.660, RSMo Supp. [2022] 2024. This version of rule filed Feb. 8, 1973, effective Feb. 18, 1973. For intervening history, please consult the **Code of State Regulations**. Emergency amendment filed Aug. 16, 2024, effective Sept. 1, 2024, expires Feb. 27, 2025. Amended: Filed Aug. 16, 2024.*

PUBLIC COST: This proposed amendment will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

PRIVATE COST: This proposed amendment will not cost private entities more than five hundred dollars (\$500) in the aggregate.

*NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed amendment with the Division of Alcohol and Tobacco Control Central Office, 1738 E. Elm, Lower Level, Jefferson City, MO 65101, by facsimile at (573) 526-4369, or via email at atc@dps.mo.gov. To be considered, comments must be received within thirty (30) days after publication of this notice in the **Missouri Register**. No public hearing is scheduled.*

**TITLE 13 – DEPARTMENT OF SOCIAL SERVICES
Division 70 – MO HealthNet Division
Chapter 20 – Pharmacy Program**

PROPOSED AMENDMENT

13 CSR 70-20.030 Drugs Covered by the MO HealthNet [Pharmacy Program] Division. The Department of Social

Services is amending the title and section (1) and removing section (2).

PURPOSE: This amendment simplifies existing language and removes duplicative language.

(1) Drugs covered under the MO HealthNet [Pharmacy Program] Division must meet the definition of a **prescribed drug as defined in 42 CFR 440.120(a), as amended, or a covered outpatient drug as defined in the Social Security Act, section 1927(k)(2) and section 1927(k)(3)(4), as amended.**

[(2) Participating Manufacturers—The MO HealthNet Division identifies those manufacturers who have entered into a rebate agreement according to the Social Security Act, section 1927(a)(1), as amended. All products marketed by participating manufacturers are reimbursable, with the following exceptions: those products identified as Drug Efficacy Study Implementation (DESI) drugs by the federal Food and Drug Administration (FDA); products considered by the federal FDA to be similar, identical or related to a DESI product; products identified in 13 CSR 70-20.031; and products not meeting the definition of drug in sections 505, 506, and 507 of the federal Food, Drug and Cosmetic Act.]

*AUTHORITY: sections [208.152, 208.153,] 208.201, and 660.017, RSMo 2016, and sections 208.152 and 208.153, RSMo Supp. 2024. This rule was previously filed as 13 CSR 40-81.010. Original rule filed Jan. 21, 1964, effective Jan. 31, 1964. For intervening history, please consult the **Code of State Regulations**. Amended: Filed Aug. 16, 2024.*

PUBLIC COST: This proposed amendment will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

PRIVATE COST: This proposed amendment will not cost private entities more than five hundred dollars (\$500) in the aggregate.

*NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed amendment with the Department of Social Services, Legal Services Division-Rulemaking, PO Box 1527, Jefferson City, MO 65102-1527, or by email to Rules.Comment@dss.mo.gov. To be considered, comments must be received within thirty (30) days after publication of this notice in the **Missouri Register**. No public hearing is scheduled.*

**TITLE 13 – DEPARTMENT OF SOCIAL SERVICES
Division 70 – MO HealthNet Division
Chapter 98 – Behavioral Health Services**

PROPOSED AMENDMENT

13 CSR 70-98.015 Behavioral Health Services Program. The MO HealthNet Division is amending sections (1) and (2) and adding new sections (4) and (5).

PURPOSE: This proposed amendment incorporates prior authorization information.

(1) Administration. The MO HealthNet behavioral health services program shall be administered by the Department of Social Services, MO HealthNet Division (MHD). The services covered and not covered, **the prior authorization**

requirements, and the limitations under which services are covered shall be determined by MHD and shall be included in the *MO HealthNet Behavioral Health Services Provider Manual, September 1, 2023*, and the *Physician Provider Manual, September 1, 2023*, which are incorporated by reference and made part of this rule as published by the Department of Social Services, MO HealthNet Division, 615 Howerton Court, Jefferson City, MO 65109, at its website at [<http://manuals.momed.com/manuals/> October 1, 2018] <https://mydss.mo.gov/mhd/provider-manuals>. This rule does not incorporate any subsequent amendments or additions. Behavioral health services shall include only those which are clearly shown to be medically necessary.

(2) **Persons Eligible.** The MO HealthNet Program pays for approved MO HealthNet behavioral health services when furnished within the provider's scope of practice. The participant must be eligible on the date the service is furnished. Participants may have specific limitations for behavioral health services according to the type of assistance for which they have been determined eligible. It is the provider's responsibility to determine the coverage benefits for a participant based on their type of assistance as outlined in the provider [program] manual. The provider shall ascertain the patient's MO HealthNet and managed care or other lock-in status before any service is performed. The participant's **MO HealthNet** eligibility shall be verified in accordance with methodology outlined in the provider [program] manual. **Eligible participants shall have access to non-pharmaceutical behavioral health services when they are determined medically necessary using the appropriate diagnostic criteria as follows:**

(A) For individuals aged six (6) years and over, providers shall use the *Diagnostic and Statistical Manual of Mental Disorders, Fifth Edition, Text Revision (DSM-5-TR™)*, which is incorporated by reference in this rule as published by American Psychiatric Association Publishing, 800 Maine Avenue SW, Suite 900, Washington, DC 20024, March 16, 2022. A copy of the *DSM-5-TR™* is available for review at the MO HealthNet Division, 615 Howerton Court, Jefferson City, MO 65109. This rule does not incorporate any subsequent amendments or editions;

(B) For individuals under the age of six (6) years, it is recommended and preferred that providers use the *Diagnostic Classification of Mental Health and Developmental Disorders of Infancy and Early Childhood (DC:0-5™)*, which is incorporated by reference in this rule as published by Zero to Three, 1255 23rd Street NW, Suite 350, Washington, DC 20037, December 8, 2016. A copy of the *DC:0-5™* is available for review at the MO HealthNet Division, 615 Howerton Court, Jefferson City, MO 65109. This rule does not incorporate any subsequent amendments or editions; and

(C) Use of the *DSM-5-TR™* will be allowed when assessing children zero through five (0-5) years of age until January 1, 2029, at which time the *DC:0-5™* will become required.

(4) The prior authorization requirements for behavioral health services shall be reviewed at least every twelve (12) months by the MO HealthNet Division.

(5) The prior authorization process will not apply to emergency and inpatient hospital interventions.

history, please consult the *Code of State Regulations*. Amended: Filed Aug. 16, 2024.

PUBLIC COST: This proposed amendment will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

PRIVATE COST: This proposed amendment will cost private entities nineteen thousand eight hundred twenty-nine dollars (\$19,829) in the aggregate.

NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed amendment with the Department of Social Services, Legal Services Division-Rulemaking, PO Box 1527, Jefferson City, MO 65102-1527, or by email to Rules.Comment@dss.mo.gov. To be considered, comments must be received within thirty (30) days after publication of this notice in the *Missouri Register*. No public hearing is scheduled.

FISCAL NOTE
PRIVATE COST

I.

Department Title: 13 Social Services
Division Title: 70 MO HealthNet Division
Chapter Title: 98 Behavioral Health Services

Rule Number and Title:	13 CSR 70-98.015 Behavioral Health Services
Type of Rulemaking:	Proposed Amendment

II. SUMMARY OF FISCAL IMPACT

Estimate of the number of entities by class which would likely be affected by the adoption of the rule:	Classification by types of the business entities which would likely be affected:	Estimate in the aggregate as to the cost of compliance with the rule by the affected entities:
39	Behavioral Health Provider Entities	\$19,829.40

III. WORKSHEET

In SFY2023, 60 practitioners (at 39 entities) performed behavioral health assessments for participants under age 6. We assume that because some of these practitioners have already completed DC:0-5 training and/or have experience using the DC:0-5, only 50% of these practitioners would need to complete DC:0-5 training as a result of this rule. The total cost of this training would be (30*\$660.98=\$19,829.40).

IV. ASSUMPTIONS

DC:0-5 training is not being mandated by MO HealthNet. Providers may elect to pursue training in use of the DC:0-5 to attain professional competence in use of this tool, consistent with ethical principles for licensed professionals. Use of the DC:0-5 when assessing children under age six is encouraged by this amendment and becomes mandatory effective January 1, 2029. We assume that approximately 50% of practitioners providing behavioral health services to children under the age of six will complete DC:0-5 training as a result of this rule.

TITLE 15 – ELECTED OFFICIALS

Division 30 – Secretary of State

**Chapter 51 – Broker-Dealers, Agents, Investment
Advisors, and Investment Advisors Representatives**

PROPOSED AMENDMENT

15 CSR 30-51.010 General Instructions. The secretary is deleting section (4).

PURPOSE: This amendment deletes section (4) to comply with the Missouri Securities Act.

[(4) Broker-Dealer with Investment Adviser or Federal Covered Adviser Capacity. A broker-dealer, that is not also registered as an investment adviser or filed as a federal covered adviser, is not qualified to employ or supervise investment adviser representatives unless the broker-dealer has filed a Form ADV with its initial or renewal registration as required in 15 CSR 30-51.020(1)(C).]

AUTHORITY: sections 409.4-402(e), 409.4-406(e) and 409.6-605, RSMo [Supp. 2003] 2016. Original rule filed June 25, 1968, effective Aug. 1, 1968. For intervening history, please consult the Code of State Regulations. Amended: Filed Aug. 29, 2024.

PUBLIC COST: This proposed amendment will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

PRIVATE COST: The secretary is unaware of any firm currently relying on this exemption as it has not received any ADV filings along with a firm's initial or renewal registration since this rule became effective in 2003. As such, the secretary reasonably estimates that this proposed amendment will not cost registrants or applicants more than five hundred dollars (\$500) in the aggregate.

NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed amendment with the Office of Secretary of State, PO Box 1767, Jefferson City, MO 65102. To be considered, comments must be received within thirty (30) days after publication of this notice in the Missouri Register. No public hearing is scheduled.

TITLE 15 – ELECTED OFFICIALS

Division 30 – Secretary of State

**Chapter 51 – Broker-Dealers, Agents, Investment
Advisors, and Investment Advisors Representatives**

PROPOSED AMENDMENT

15 CSR 30-51.020 Applications for Registration or Notice Filings. The secretary is deleting subsection (1)(C).

PURPOSE: This amendment deletes subsection (1)(C) to comply with the Missouri Securities Act.

(1) Broker-Dealer Application. The application for registration as broker-dealer shall contain the information outlined in section 409.4-406(a) of the Act and in this rule. Financial Industry Regulatory Authority (FINRA) members must file applications in accordance with the guidelines of the Central

Registration Depository (CRD) System.

[(C) Broker-Dealers with Investment Adviser or Federal Covered Adviser Capacity. A broker-dealer, that intends to employ or supervise investment adviser representatives, but which is not also registered as an investment adviser or filed as a federal covered adviser, shall file a Form ADV with its initial or renewal application for registration as required above. Broker-dealers have a continuing duty to amend this information under 15 CSR 30-51.160.]

AUTHORITY: sections 409.4-402, 409.4-406, and 409.6-605, RSMo 2016. Original rule filed June 25, 1968, effective Aug. 1, 1968. For intervening history, please consult the Code of State Regulations. Amended: Filed Aug. 29, 2024.

PUBLIC COST: This proposed amendment will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

PRIVATE COST: This proposed amendment will not cost private entities more than five hundred dollars (\$500) in the aggregate.

NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed amendment with the Office of Secretary of State, PO Box 1767, Jefferson City, MO 65102. To be considered, comments must be received within thirty (30) days after publication of this notice in the Missouri Register. No public hearing is scheduled.

TITLE 15 – ELECTED OFFICIALS

Division 30 – Secretary of State

**Chapter 51 – Broker-Dealers, Agents, Investment
Advisors, and Investment Advisors Representatives**

PROPOSED AMENDMENT

15 CSR 30-51.180 Exemptions from Registration for Broker-Dealers, Agents, Investment Advisors, and Investment Adviser Representatives. The secretary is deleting sections (3) and (4), renumbering as necessary, and amending the renumbered section (4).

PURPOSE: This amendment deletes section (3) and (4) to comply with the Missouri Securities Act.

[(3) Exemption from Investment Adviser Registration for Broker-Dealers with Investment Adviser Capacity.

(A) A broker-dealer registered under section 409.4-401, RSMo, that transacts business in this state as an investment adviser is exempt from registering as an investment adviser under section 409.4-403, RSMo, provided that the broker-dealer complies with the following conditions:

1. The broker-dealer must control and supervise all investment advisory activities of the investment adviser representatives; and

2. The broker-dealer must comply with the notice filing requirement set forth in 15 CSR 30-51.020(1)(C).

(4) Exemption from Investment Adviser Representative Registration for Broker-Dealer Agents. A broker-dealer agent registered under section 409.4-402, RSMo, that transacts business in this state as an investment adviser representative is exempt from registering as an investment adviser representative under section 409.4-404, RSMo, provided that the investment

adviser representative is under the control and supervision of the registered broker-dealer.]

[(5)](3) Exemption from Investment Adviser Representative Registration for Solicitors. A person who is paid a solicitor fee pursuant to 15 CSR 30-51.145(1) is exempt from registering as an investment adviser representative.

[(6)](4) Exemption for investment advisers to private funds.

(A) Definitions. For purposes of this regulation, the following definitions shall apply:

1. "Private fund adviser" means an investment adviser who provides investment advice solely to one (1) or more qualifying private funds;

2. "Qualifying private fund" means a private fund that meets the definition of a qualifying private fund in U.S. Securities and Exchange Commission (SEC) Rule 203(m)-1, 17 *Code of Federal Regulations* (CFR) 275.203(m)-1

3. "3(c)(1) fund" means a qualifying private fund that is eligible for the exclusion from the definition of an investment company under **[S]**section 3(c)(1) of the Investment Company Act of 1940, 15 U.S.C. 80a-3(c)(1); and

4. "Venture capital fund" means a private fund that meets the definition of a venture capital fund in SEC Rule 203(l)-1, 17 CFR 275.203(l)-1.

(B) A private fund adviser is exempt from registering as an investment adviser under section 409.4-403, RSMo, if –

1. Neither the private fund adviser nor any of its advisory affiliates are subject to a disqualification as described in Rule 262 of SEC Regulation A, 17 CFR 230.262;

2. The private fund adviser files with the commissioner each report and amendment thereto that an exempt reporting adviser is required to file with the SEC pursuant to SEC Rule 204-4, 17 CFR 275.204-4; and

3. In the event the private fund adviser advises at least one (1) 3(c)(1) fund that is not a venture capital fund, then the private fund adviser also –

A. Reasonably believes that those 3(c)(1) funds (other than venture capital funds) are beneficially owned by persons that qualify as either –

(I) An "accredited investor" as defined by 17 CFR 230.501(a)(1), (2), (3), (4), (5), (7), or (8). For purposes of this section, an "accredited investor" under 17 CFR 230.501(a)(8) excludes any entity which has an equity owner that only qualifies as an accredited investor under 17 CFR 230.501(a)(6); or

(II) A "qualified client" as defined by 17 CFR 275.205-3(d)(1)(iii);

B. Discloses to each beneficial owner of a 3(c)(1) fund in writing and at the time of purchase the following:

(I) All services, if any, to be provided to individual beneficial owners;

(II) All duties, if any, the investment adviser owes to the beneficial owners; and

(III) Any other material information affecting the rights or responsibilities of the beneficial owners; and

C. Delivers or causes to be delivered annually to each beneficial owner of the fund financial statements of each 3(c)(1) fund that is not a venture capital fund.

(C) The report filings described in paragraph **[(6)](4)(B)2.** above shall be made electronically through the Investment Adviser Registration Depository (IARD). For purposes of this section, a report is filed when the report is accepted by the IARD on the state's behalf.

(D) The above notwithstanding, a private fund adviser includes an investment adviser that –

1. Before the effective date of this rule, was exempt from registration in reliance on 15 CSR 30-51.180**[(6)](4)**;

2. Advises a fund that –

A. The private fund adviser advised before the effective date of this rule;

B. Has one (1) or more owners who, before the effective date of this rule, the private fund adviser reasonably believed qualified as an "accredited investor" as defined by 17 CFR 230.501(a)(6); and

C. After the effective date of this rule, only sells its securities to persons who qualify as either –

(I) An "accredited investor" as defined by 17 CFR 230.501(a)(1), (2), (3), (4), (5), (7), or (8). For purposes of this section, an "accredited investor" under 17 CFR 230.501(a)(8) excludes any entity which has an equity owner that only qualifies as an accredited investor under 17 CFR 230.501(a)(6); or

(II) A "qualified client" as defined by 17 CFR 275.205-3(d)(1)(iii); and

3. Otherwise complies with the requirements of this rule.

AUTHORITY: sections 409.4-401(d), 409.4-402(b)(9), 409.4-403(b)(3), 409.4-404(b)(2), and 409.6-605, RSMo [Supp. 2011] **2016**. Original rule filed Dec. 28, 2001, effective July 30, 2002. For intervening history please consult the **Code of State Regulations**. Amended: Filed Aug. 29, 2024.

PUBLIC COST: This proposed amendment will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

PRIVATE COST: This proposed amendment will have cost consequences to some registrants, both individuals and firms, though the division expects the number of registrants affected by the amendment to be extremely low relative to the size of the registered population. With respect to the removal of 15 CSR 30-51.180(3), broker-dealer registrants who previously had not registered in Missouri as investment advisers (IA) would be required to register pursuant to section 409.4-403, RSMo, and, pursuant to section 409.4-410, RSMo, pay an initial filing fee of \$200 and a renewal filing fee of \$100 every year thereafter, unless otherwise exempt or subject to waiver by the commissioner. Regarding the removal of 15 CSR 30-51.180(4), individual agent registrants who previously had not registered in Missouri as investment adviser representatives (IAR) would be required to register pursuant to section 409.4-404, RSMo, and, pursuant to section 409.4-410, RSMo, pay an initial filing fee of \$50 and a renewal filing fee of \$50 every year thereafter, unless otherwise exempt or subject to waiver by the commissioner. Additionally, IAR applicants may have to satisfy the examination requirements set forth in 15 CSR 30-51.030(2)(C). Cost estimates for study materials for the Series 65 and Series 66 examinations range from \$34.99 to \$372 and \$14.99 to \$337, respectively. The costs to register for the Series 65 and 66 examinations are \$187 and \$177, respectively. The division notes that it is difficult to determine with any precision whether the firm or the individual will bear such examination costs given that the responsibility for such costs will depend on internal firm policies, which vary from firm to firm. Based on CRD data, the division anticipates the upper bound number of individuals potentially impacted by the amendment to be no greater than 1.41% of their Missouri-registered broker-agents. The current total of Missouri-registered broker agents nationwide is 203,428. The division estimates the total number of Missouri-registered broker agent impacted by this amendment to be approximately 2,868 (203,428 x 1.41%). Aggregate cost estimates for study materials for the Series 65

and Series 66 examinations range from approximately \$100,351 (2,868 x \$34.99) to \$1,066,896 (2,868 x \$372) and \$42,991 (2,868 x \$14.99) to \$966,516 (2,868 x \$337), respectively. The costs to register for the Series 65 and 66 examinations are approximated to be \$536,316 (2,868 x \$187) and \$507,636 (2,868 x \$177), respectively. Aggregate cost for initial investment adviser representative registration filing fees is approximated at \$143,400 (2,868 x \$50) and a recurring renewal fees of \$143,400 each year thereafter.

*NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed amendment with the Office of Secretary of State, PO Box 1767, Jefferson City, MO 65102. To be considered, comments must be received within thirty (30) days after publication of this notice in the **Missouri Register**. No public hearing is scheduled.*

FISCAL NOTE
PRIVATE COST

- I. Department Title: Title 15—Elected Officials**
Division Title: Division 30—Secretary of State
Chapter Title: Chapter 51—Broker-Dealers, Agents, Investment Advisers, and Investment Adviser Representatives

Rule Number and Title:	15 CSR 30-51.180(4) Exemption from Investment Adviser Representatives Registration for Broker-Dealer Agents
Type of Rulemaking:	Rescission

II. SUMMARY OF FISCAL IMPACT

Estimate of the number of entities by class which would likely be affected by the adoption of the rule:	Classification by types of the business entities which would likely be affected:	Estimate in the aggregate as to the cost of compliance with the rule by the affected entities:
Missouri-Registered Agents: 2,868	Missouri-Registered Agents: 2,868	Missouri-Registered Agents: %). Aggregate cost estimates for study materials for the Series 65 and Series 66 examinations range from approximately \$100,351 (2,868 x \$34.99) to \$1,066,896 (2,868 x \$372) and \$42,991 (2,868 x \$14.99) to \$966,516 (2,868 x \$337), respectively. The costs to register for the Series 65 and 66 examinations are approximated to be \$536,316 (2,868 x \$187) and \$507,636 (2,868 x \$177), respectively. Aggregate cost for initial investment adviser representative registration filing fees is approximated at \$143,400 (2,868 x \$50) and a recurring renewal fees of \$143,400 each year thereafter.

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III. WORKSHEET

With respect to the rescission of 15 CSR 30-51.180(4), this proposed rescission will have cost consequences to some registrants, both individuals and firms, though the Division expects the number of registrants affected by the rescissions to be extremely low relative to the size of the registered population. With respect to the rescission of 15 CSR 30-51.180(3), broker-dealer registrants who previously had not registered in Missouri as investment advisers (IA) would be required to register pursuant to section 409.4-403 and, pursuant to section 409.4-410, pay an initial filing fee of \$200 and a renewal filing fee of \$100 every year thereafter, unless otherwise exempt or subject to waiver by the commissioner. Regarding the rescission of 15 CSR 30-51.180(4), individual agent registrants who previously had not registered in Missouri as investment adviser representatives (IAR) would be required to register pursuant to section 409.4-404 and, pursuant to section 409.4-410, pay an initial filing fee of \$50 and a renewal filing fee of \$50 every year thereafter, unless otherwise exempt or subject to waiver by the commissioner. Additionally, IAR applicants may have to satisfy the examination requirements set forth in 15 CSR 30-51.030(2)(C). Cost estimates for study materials for the Series 65 and Series 66 examinations range from \$34.99 to \$372 and \$14.99 to \$337, respectively. The costs to register for the Series 65 and 66 examinations are \$187 and \$177, respectively. The Division notes that it is difficult to determine with any precision whether the firm or the individual will bear such examination costs given that the responsibility for such costs will depend on internal firm policies, which vary from firm to firm. Based on CRD data, the Division anticipates the upper bound number of individuals potentially impacted by the rescission to be no greater than 1.41% of their Missouri-registered broker-agents. The current total of Missouri-registered broker agents nationwide is 203,428. The Division estimates the total number of Missouri-registered broker agent impacted by this rescission to be approximately 2,868 ($203,428 \times 1.41\%$). Aggregate cost estimates for study materials for the Series 65 and Series 66 examinations range from approximately \$100,351 ($2,868 \times \34.99) to \$1,066,896 ($2,868 \times \372) and \$42,991 ($2,868 \times \14.99) to \$966,516 ($2,868 \times \337), respectively. The costs to register for the Series 65 and 66 examinations are approximated to be \$536,316 ($2,868 \times \187) and \$507,636 ($2,868 \times \177), respectively. Aggregate cost for initial investment adviser representative registration filing fees is approximated at \$143,400 ($2,868 \times \50) and a recurring renewal fees of \$143,400 each year thereafter.

IV. ASSUMPTIONS

The Division became aware of a large Missouri-registered broker-dealer who had 165 of its agents also acting as unregistered investment adviser representatives (IAR) and claimed reliance on 15 CSR 30-51.180(4). The number of unregistered IARs in this matter, which is the only matter of its kind to come to the attention of the Division, were 1.41% of the firm's total registered agents. Given the Division's findings in its investigation of this matter, it does believe that all 165 agents had actually relied on 15 CSR 30-51.180(4). The Division believes that almost all IARs conducting business in Missouri are appropriately registered, or otherwise exempt under the Act, and not relying

on 15 CSR 30-51.180(4). The Division's belief is based on the numbers of individual who register as IARs each year and the fact that the Division has had no known communications from any outside third parties in the last ten years regarding 15 CSR 30-51.180(4). Therefore, the Division anticipates the upper bound number of individuals potentially impacted by the rescission to be, on average per firm, no greater than the 1.41% identified by the Division in the matter referenced above.

**TITLE 20 – DEPARTMENT OF COMMERCE AND
INSURANCE**

**Division 2063 – Behavior Analyst Advisory Board
Chapter 6 – Standards of Practice**

PROPOSED AMENDMENT

20 CSR 2063-6.005 Ethical Rules of Conduct. The board is amending the purpose and section (2) and adding new section (16).

PURPOSE: This amendment adds new language on the use of restraints.

PURPOSE: This rule complies with section 337.310, RSMo, which allows the [committee through the division] Behavior Analyst Advisory Board (board) through the State Committee of Psychologists (committee) to promulgate [ethical principles] a code of conduct governing the practice of behavior analysis.

(2) Definitions.

(G) Restraints – Any physical, chemical, or mechanical restriction on a person's freedom of mobility or movement, including, but not limited to –

1. Physical restraint – A personal restriction that reduces or prevents the ability of a client to move the torso, arms, legs, or head freely. Physical restraint does not include –

A. Briefly holding a client without undo force for instructional purposes or to calm them, taking a client's hand to transport or escort them safely, intervening in a fight, or using an assistive device prescribed pursuant to the client's treatment plan;

B. Obstructing the view of the face or the airway, impairing breathing, or causing asphyxia;

C. Putting pressure or weight or compression on the chest, lungs, sternum, diaphragm, back, abdomen, or genitals;

D. Obstructing the circulation of blood; and

E. Pushing on or into the mouth, nose, eyes, or face, a covering including, but not limited to, a pillow, blanket, towel, or washcloth;

2. Chemical restraint – A medication used to restrict or manage a client's behavior or freedom of movement;

3. Mechanical restraint – The use of a device or equipment to restrict a client's freedom of movement. Mechanical restraint does not include devices implemented by trained individuals used by the client as prescribed by a medical professional; and

4. Seclusion – The involuntary confinement of a client alone in a room or area where the client cannot leave but that complies with the building code at the location. Seclusion does not include time-out, in-school suspension, or other disciplinary means;

[(G)](H) Supervision, supervisor, and supervisee – [means] /a/Any and all actions of a person (supervisor) overseeing a person (supervisee) regarding the provision of behavior analysis services.

(16) Use of Restraints.

(A) All providers licensed pursuant to sections 337.300 to 337.345, RSMo, and anyone working under the supervision of anyone licensed pursuant to sections 337.300 to 337.345, RSMo, shall only use restraints, as defined in 20 CSR 2063-6.005(2), in an emergency situation where the client's

behavior poses a serious, probable threat of imminent harm to self or others.

(B) Restraint or seclusion is never used as a means of coercion, discipline, convenience, or retaliation. Restraint or seclusion shall be clinically justified or behaviorally warranted if the client threatens the physical safety of self or others.

(C) Guidelines for the use of restraints shall be included in client treatment plans. Use of mechanical restraints must be prescribed by a medical professional and include a fade plan.

(D) Any and all use of restraints shall be documented in the client's record.

(E) All individuals implementing any type of restraint shall be trained in a recognized crisis training program. Anyone receiving training shall maintain proof of training and submit it to the board or committee upon request.

AUTHORITY: section 337.310.2., RSMo 2016. Original rule filed Sept. 5, 2013, effective April 30, 2014. Amended: Filed April 19, 2021, effective Oct. 30, 2021. Amended: Filed Aug. 20, 2024.

PUBLIC COST: This proposed amendment will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

PRIVATE COST: This proposed amendment will not cost private entities more than five hundred dollars (\$500) in the aggregate.

NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed amendment with the Behavior Analyst Advisory Board, PO Box 1335, Jefferson City, MO 65102, by facsimile at (573) 526-0661, or via email at scop@pr.mo.gov. To be considered, comments must be received within thirty (30) days after publication of this notice in the Missouri Register. No public hearing is scheduled.

**TITLE 20 – DEPARTMENT OF COMMERCE AND
INSURANCE**

**Division 2235 – State Committee of
Psychologists
Chapter 5 – Rules of Conduct**

PROPOSED AMENDMENT

20 CSR 2235-5.030 Ethical Rules of Conduct. The committee is amending subsection (10)(B).

PURPOSE: This amendment clarifies the use of acceptable titles.

(10) Integrity and Representation of Title and Services.

(B) Use of Appropriate Title. When representing him/herself to the public through advertisements, including telephone listings, business cards, letterhead, and other public announcements, the psychologist shall use a title [which] that accurately reflects professional education, training, and experience. This title shall be clearly presented as to denote the actual status and training of the person. Initials of titles [are not appropriate for use. For example, the title of Psychological Resident shall not be listed as P.R., the title of Clinical Psychologist shall not be listed as C.P., or the title of Provisional Licensed Psychologist shall not be listed as P.L.P.] may be used for Licensed Psychologist (L.P.) and Provisionally Licensed Psychologist (P.L.P). Initials of other

titles are not appropriate for use. The use of initials for the highest earned relevant academic degree is acceptable.

*AUTHORITY: sections 337.030 and 337.050.9. RSMo Supp. [2002] 2024. This rule originally filed as 4 CSR 235-5.030. Original rule filed July 2, 1991, effective Feb. 6, 1992. For intervening history, please consult the **Code of State Regulations**. Amended: Filed Aug. 21, 2024.*

PUBLIC COST: This proposed amendment will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

PRIVATE COST: This proposed amendment will not cost private entities more than five hundred dollars (\$500) in the aggregate.

*NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed amendment with the Missouri State Committee of Psychologists, PO Box 1335, Jefferson City, MO 65102, by facsimile at (573) 526-0661, or via email at scop@pr.mo.gov. To be considered, comments must be received within thirty (30) days after publication of this notice in the **Missouri Register**. No public hearing is scheduled.*

This section will contain the final text of the rules proposed by agencies. The order of rulemaking is required to contain a citation to the legal authority upon which the order or rulemaking is based; reference to the date and page or pages where the notice of proposed rulemaking was published in the *Missouri Register*; an explanation of any change between the text of the rule as contained in the notice of proposed rulemaking and the text of the rule as finally adopted, together with the reason for any such change; and the full text of any section or subsection of the rule as adopted that has been changed from the text contained in the notice of proposed rulemaking. The effective date of the rule shall be not less than thirty (30) days after the date of publication of the revision to the *Code of State Regulations*.

The agency is also required to make a brief summary of the general nature and extent of comments submitted in support of or opposition to the proposed rule and a concise summary of the testimony presented at the hearing, if any, held in connection with the rulemaking, together with a concise summary of the agency's findings with respect to the merits of any such testimony or comments that are opposed in whole or in part to the proposed rule. The ninety-(90-) day period during which an agency shall file its order of rulemaking for publication in the *Missouri Register* begins either: 1) after the hearing on the proposed rulemaking is held; or 2) at the end of the time for submission of comments to the agency. During this period, the agency shall file with the secretary of state the order of rulemaking, either putting the proposed rule into effect, with or without further changes, or withdrawing the proposed rule.

**TITLE 2 – DEPARTMENT OF AGRICULTURE
Division 90 – Weights, Measures and
Consumer Protection
Chapter 36 – Egg Quality Program**

ORDER OF RULEMAKING

By the authority vested in the Weights, Measures and Consumer Protection Division under section 196.354, RSMo 2016, the director adopts a rule as follows:

2 CSR 90-36.005 Definitions is adopted.

A notice of proposed rulemaking containing the text of the proposed rule was published in the *Missouri Register* on May 1, 2024 (49 MoReg 603-604). No changes have been made to the text of the proposed rule, so it is not reprinted here. This proposed rule becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**TITLE 2 – DEPARTMENT OF AGRICULTURE
Division 90 – Weights, Measures and
Consumer Protection
Chapter 36 – Egg Quality Program**

ORDER OF RULEMAKING

By the authority vested in the Weights, Measures and Consumer Protection Division under section 196.354, RSMo 2016, the director amends a rule as follows:

2 CSR 90-36.010 is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on May 1, 2024 (49 MoReg 604-605). Those sections with changes are reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: The department received one (1) comment on the proposed amendment.

COMMENT #1: Kevin Woodson with the Weights, Measures and Consumer Protection Division, requested that “38 dozen” be changed to “30 dozen” to correct a typographical error.

RESPONSE AND EXPLANATION OF CHANGE: Our office agrees with this change.

2 CSR 90-36.010 Egg Inspection and Enforcement

(1) Shell eggs shall meet the standards as incorporated by reference in the *United States Standards, Grades, and Weight Classes for Shell Eggs*, AMS 56 published by the United States Department of Agriculture, dated July 20, 2000. This rule does not incorporate any subsequent amendments or additions. This document is available on the internet at www.ams.usda.gov/poultry under Publications or by writing to USDA, AMS, Poultry Programs Stop 0259, Room 3944 South 1400 Independence Ave, SW Washington, DC 20250-0259.

(A) Basis of Grading Service (Sampling).

1. Any grading service in accordance with the regulations in this part shall be for class, quality, quantity, or condition or any combination thereof. Grading service with respect to the determination of the quality of products shall be incorporated by reference to the United States Standards, Grades, and Weight Classes. However, grading service may be rendered with respect to products which are bought and sold based on institutional contract specifications or specifications of the applicant and such service, when approved by the administrator, shall be rendered on the basis of such specifications. The supervision of packaging shall be in accordance with such instructions as may be approved or issued by the administrator.

2. Whenever grading service is performed on a representative sample basis, such sample shall be drawn and consist of not less than the minimum number of cases as indicated in the following table.

Less than 1 case (30 dozen)	50 eggs must be examined, if less than 50, all eggs examined in lot.
1 case and above	100 eggs must be examined per sample case. For each additional 50 cases or fraction thereof.
For each additional fifty (50) cases, or fraction thereof, more than six hundred (600) cases, one (1) additional case shall be included in the sample.	

TITLE 2 – DEPARTMENT OF AGRICULTURE
Division 90 – Weights, Measures and
Consumer Protection
Chapter 36 – Egg Quality Program

ORDER OF RULEMAKING

By the authority vested in the Weights, Measures and Consumer Protection Division under section 414.142, RSMo 2016, the director adopts a rule as follows:

2 CSR 90-36.015 Egg Licence Requirements is adopted.

A notice of proposed rulemaking containing the text of the proposed rule was published in the *Missouri Register* on May 1, 2024 (49 MoReg 605-606). No changes have been made to the text of the proposed rule, so it is not reprinted here. This proposed rule becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

TITLE 5 – DEPARTMENT OF ELEMENTARY AND
SECONDARY EDUCATION
Division 30 – Division of Financial and
Administrative Services
Chapter 660 – School Finance

ORDER OF WITHDRAWAL

By the authority vested in the Department of Elementary and Secondary Education under section 161.092, RSMo 2016, the department withdraws a proposed rescission as follows:

5 CSR 30-660.090 Charter School Local Education Agency (LEA) Attendance Hour Reporting is withdrawn.

A notice of proposed rulemaking containing the proposed rescission was published in the *Missouri Register* on May 1, 2024 (49 MoReg 607). This proposed rescission is withdrawn.

SUMMARY OF COMMENTS: Department of Elementary and Secondary Education is withdrawing this rescission due to a discrepancy in the time line to finalize approval and the dates for State Board of Education's regularly scheduled meetings.

TITLE 10 – DEPARTMENT OF NATURAL RESOURCES
Division 23 – Well Installation
Chapter 1 – Definitions, Variances, and Permitting
Requirements

ORDER OF RULEMAKING

By the authority vested in the Well Installation Board under sections 256.603 and 256.626, RSMo 2016, the board amends a rule as follows:

10 CSR 23-1.010 Definitions is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on May 1, 2024 (49 MoReg 607-608). No changes have been made to the text of the proposed amendment, so it is not

reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

TITLE 10 – DEPARTMENT OF NATURAL RESOURCES
Division 23 – Well Installation
Chapter 1 – Definitions, Variances, and Permitting
Requirements

ORDER OF RULEMAKING

By the authority vested in the Well Installation Board under sections 256.606, 256.617, and 256.626, RSMo 2016, the board amends a rule as follows:

10 CSR 23-1.140 Vehicle and Machine Registration is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on May 1, 2024 (49 MoReg 608). No changes have been made to the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: The Missouri Department of Natural Resources' Well Installation Section received one (1) comment on this rule amendment.

COMMENT #1: Dale Emily, Dale Emily Pump Company, expressed concerns as to why vehicles are required to be registered with Well Installation when the vehicle is already registered with the State of Missouri and if there are supposed to be red cards on the vehicle, can the make, model, and VIN number, not be on the truck.

RESPONSE: 10 CSR 23-1.140, Vehicle and Machine Registration, requires well drilling and pump installation machines and service vehicles be registered with the department. Corresponding definitions of these items in 10 CSR 23-1.010, Definitions, only exclude "trenching machines in heat pump applications" from registration requirements. As vehicle identification numbers (VIN) associated with motor vehicles are a common and easily identifiable reference for department personnel to verify registration, this information is requested. However, the department is open to and may consider proposing a future amendment following discussions with stakeholders. No changes were made to the rule as a result of this comment.

TITLE 10 – DEPARTMENT OF NATURAL RESOURCES
Division 23 – Well Installation
Chapter 3 – Water Well Construction Code

ORDER OF RULEMAKING

By the authority vested in the Well Installation Board under sections 256.606, 256.614, 256.615, and 256.626, RSMo 2016, the board amends a rule as follows:

10 CSR 23-3.030 is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on May 1, 2024 (49 MoReg 608-612). Those sections with changes are reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: The Missouri Department of Natural Resources' Well Installation Section received one (1) comment from one (1) source on this rule amendment.

COMMENT #1: Marion Varax, Missouri Geological Survey, commented that errors existed in the ASTM standards incorporated by reference identified with the proposed language in part (1)(A)1.B.(I).

RESPONSE AND EXPLANATION OF CHANGE: A change was made as a result of this comment. Revisions were made to part(1)(A)1.B.(I).

10 CSR 23-3.030 Standards for Construction of Water Wells

(1) Domestic Water Wells and Pilot Holes.

(A) Casing.

1. Steel well casing. The minimum standards for steel casing are found in Table 3.2.

Table 3.2 Minimum standards for steel casing.

Nominal Pipe	Outside Diameter	Wall Thickness	
(Inches)	(Inches)	(Inches)	(Weight (lbs.)/Foot)
4	4 ½	0.188	9
5	5 ½	0.188	10
6	6 ⅝	0.188	13
8	8 ⅝	0.188	17
10	10 ¾	0.188	21
12	12 ¾	0.188	25
14	14	0.188	28
16	16	0.188	32

A. Joints. Joints shall be welded or threaded and be watertight. Recessed or reamed and drifted couplings shall be used on threaded casing. Other couplings may be used provided the design, taper, and type of thread of the coupling matches that of the pipe. Casing extension material shall be of similar material to the original casing. Other types of joints or devices used to join dissimilar casing extension materials may be used upon receiving prior written approval from the department.

B. Standards. Casing shall be new, which includes used casing that was salvaged from a water supply well within ninety (90) days of installation and is decontaminated. Casing shall meet one (1) of the following requirements:

(I) Grade A or B of the American Society for Testing and Materials (ASTM) A53-A53M-20 *Standard Specification for Pipe, Steel, Black and Hot-Dipped, Zinc-Coated, Welded and Seamless*. This standard is incorporated by reference as published July 15, 2020, by ASTM International, 100 Barr Harbor Drive, PO Box C700, West Conshohocken, PA 19428-2959 and

does not incorporate any subsequent amendments or additions;

(II) Grade A or B of ASTM A500/A500M-21 *Standard Specification for Cold-Formed Welded and Seamless Carbon Steel Structural Tubing in Rounds and Shapes*. This standard is incorporated by reference as published January 21, 2021, by ASTM International, 100 Barr Harbor Drive, PO Box C700, West Conshohocken, PA 19428-2959 and does not incorporate any subsequent amendments or additions;

(III) ASTM A589-A589M-06 *Standard Specification for Seamless and Welded Carbon Steel Water-Well Pipe*. This standard is incorporated by reference as published October 2, 2018, by ASTM International, 100 Barr Harbor Drive, PO Box C700, West Conshohocken, PA 19428-2959 and does not incorporate any subsequent amendments or additions; or

(IV) Any other new pipe having a quality equal to or greater than those specified above.

C. Drive shoe.

(I) In areas where steel casing is required, equip the well casing with a drive shoe or similar protective device to prevent damage to the well casing during construction of the well.

(II) If no drive shoe is used, follow the minimum grout cure times in Table 3.3.

Table 3.3 Minimum cure times for grout.

Grout Type	Minimum Cure Time (hours)
Hi early cement	12
Portland Type I cement	72
Chipped Bentonite	4
High Solids Bentonite Slurry	*

*Follow manufacturer's guidelines. Cure time will vary based on additives.

D. Installation. Install and centralize casing within the borehole for even distribution of grout material.

2. Plastic well casing. The minimum standards for plastic well casing are found in Table 3.4.

Table 3.4 Minimum standards for plastic casing.

Nominal Pipe	Outside Diameter	Standard Dimension Ratio	Schedule
(Inches)	(Inches)	(SDR)	(SCH)
4	4 ½	26	40
5	5 ½	26	40
6	6 ⅝	26	40

A. Joints. Well casing joints shall be watertight and joined by solvent weld (glued) or mechanical. Casing extension material shall be of similar material to the original casing. Other types of joints or devices used to join dissimilar casing extension materials may be used upon receiving prior written approval from the department.

B. Standards. Casing shall be new and meet ASTM F480-14 *Standard Specification for Thermoplastic Well Casing Pipe and*

Couplings Made in Standard Dimension Ratios (SDR), SCH 40 and SCH 80. This standard is incorporated by reference as published March 1, 2014, by ASTM International, 100 Barr Harbor Drive, PO Box C700, West Conshohocken, PA 19428-2959 and does not incorporate any subsequent amendments or additions. Used casing is considered new when salvaged from a water supply well within ninety (90) days of installation and decontaminated.

C. Packers. A packer, coupling, or inverted bell shall be secured at the bottom of the casing and hold the grout in place while drilling continues. No packer, coupling, or inverted bell is needed if grout is allowed to cure following minimum cure times in Table 3.3.

D. Installation. Casings shall be installed and centralized within the borehole for even distribution of grout material.

3. Concrete and fiberglass well casing –

A. May be used for unconsolidated wells greater than eighteen inches (18") in diameter;

B. Shall be composed of non-toxic durable material designed for use in potable water wells; and

C. Shall be installed and centralized within the borehole for even distribution of grout material.

4. Other materials may be used upon receiving prior written approval from the department.

(C) Grouting. It is the responsibility of the well installation contractor to ensure that the annular space is sealed and that the casing does not leak. This responsibility ends three (3) years after the approval date by the department unless it can be proven that the annular seal has been damaged by other persons.

1. Grouting installation methods.

A. Gravity method.

(I) Bentonite granules or bentonite slurry shall not be poured through standing water greater than one hundred feet (>100').

(II) Table 3.5 states the maximum depth that grout can be gravity-fed into the well annulus.

Table 3.5 Maximum gravity grouting depths.

Annular Space	Gravity Feed Depth
(inches)	(feet)
1	100
1 ¹ / ₁₆	106
1 ¹ / ₈	112
1 ³ / ₁₆	119
1 ¹ / ₄	125
1 ⁵ / ₁₆	131
1 ³ / ₈	137
1 ⁷ / ₁₆	144
1 ¹ / ₂	150
1 ⁹ / ₁₆	156
1 ⁵ / ₈	162
1 ¹¹ / ₁₆	169
1 ³ / ₄	175
1 ¹³ / ₁₆	181
1 ⁷ / ₈	187
1 ¹⁵ / ₁₆	193
2	200

(III) Gravity grouting greater than two hundred feet (200') in a four inch (4") annulus is not allowed.

B. Tremie method. Tremie pipes shall be –

(I) Placed into the annulus and extend to no less than five feet (5') from the bottom of the interval to be grouted;

(II) Gradually withdrawn as the grouting material is emplaced; and

(III) No greater than ten feet (10') above the emplaced grouting material during the entire grouting process.

C. Tremie pressure method. The tremie pipe shall remain submerged in the grouting material during the entire grout pumping process.

D. Pressure method.

E. Open-hole method.

(I) Non-slurry bentonite may be poured from the surface and allowed to completely hydrate before the casing is installed.

(II) Bentonite slurry may be used in wells with more than one hundred feet (>100') of standing water only if the grout is emplaced by one (1) of the tremie grouting methods.

F. Positive displacement method.

(I) Bentonite slurry or cement slurry may be used in wells with more than one hundred feet (>100') of standing water only if the grout is emplaced by one (1) of the tremie grouting methods.

G. Other grouting methods may be used upon receiving prior written approval from the department.

2. Grout materials.

A. Cement slurry.

B. Bentonite slurry.

C. Bentonite non-slurry. If there is no water in the annular space, the bentonite shall be hydrated.

D. Other grout types may be used upon receiving prior written approval from the department.

(D) Driving Casing.

1. When geologic conditions require the casing to be driven, the casing may be driven to the casing depth without adding grout.

2. When it is necessary to drive multiple strings of smaller diameter casing through the primary casing, each succeeding smaller diameter casing shall extend into the preceding casing at least twenty feet (20').

3. Once the casing is set, install liner pursuant to 10 CSR 23-3.080(3)(C).

4. In addition to the liner, a top annular casing seal, at least ten feet (10') deep is required below the pitless connection.

5. A liner and top annular seal are not required when the open hole method or positive displacement grouting method is used.

TITLE 10 – DEPARTMENT OF NATURAL RESOURCES

Division 23 – Well Installation

Chapter 3 – Water Well Construction Code

ORDER OF RULEMAKING

By the authority vested in the Well Installation Board under sections 256.606 and 256.626, RSMo 2016, the board amends a rule as follows:

10 CSR 23-3.050 Pump Installation and Wellhead Completion is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register*

on May 1, 2024 (49 MoReg 612). No changes have been made to the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

TITLE 10—DEPARTMENT OF NATURAL RESOURCES
Division 23—Well Installation
Chapter 3—Water Well Construction Code

ORDER OF RULEMAKING

By the authority vested in the Well Installation Board under sections 256.606 and 256.626, RSMo 2016, the board amends a rule as follows:

10 CSR 23-3.080 is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on May 1, 2024 (49 MoReg 612-614). Those sections with changes are reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: The Missouri Department of Natural Resources' Well Installation Section received two (2) comments from one (1) source on this rule amendment.

COMMENT #1: Marion Varax, Missouri Geological Survey, commented that errors existed in the ASTM standards incorporation by reference identified with the proposed language in paragraphs (1)(A)1. and 2.

RESPONSE AND EXPLANATION OF CHANGE: A change was made as a result of this comment. Revisions were made to paragraphs (1)(A)1. and 2.

COMMENT #2: Timothy Bull, Missouri Geological Survey, commented that the outer diameters for liners were incorrectly placed within the table. For each borehole diameter there should be an associated liner size for Table 3.9 of the proposed changes in paragraph (3)(C)6.

RESPONSE AND EXPLANATION OF CHANGE: A change was made as a result of this comment. Revisions were made to Table 3.9 in paragraph (3)(C)6.

10 CSR 23-3.080 Liners

(1) General specifications. All liners shall—

(A) Be new and meet minimum specifications in Table 3.8. Liner shall be new, which includes used liner that is salvaged from a water supply well within ninety (90) days of installation and is decontaminated. Liner must meet one (1) of the following:

1. ASTM F480-14 *Standard Specification for Thermoplastic Well Casing Pipe and Coupling Made in Standard Dimension Ratios (SDR), SCH 40 and SCH 80*. This standard is incorporated by reference as published March 1, 2014, by ASTM International, 100 Barr Harbor Drive, PO Box C700, West Conshohocken, PA 19428-2959 and does not incorporate any subsequent amendments or additions;

2. Grade A or B of ASTM A53-A53M-20, *Standard Specification for Pipe, Steel, Black and Hot-Dipped, Zinc-Coated, Welded and Seamless*. This standard is incorporated by reference as pub-

lished July 15, 2020, by ASTM International, 100 Barr Harbor Drive, PO Box C700, West Conshohocken, PA 19428-2959 and does not incorporate any subsequent amendments or additions;

3. Grade A or B of ASTM A500/A500M-21 *Standard Specification for Cold-Formed Welded and Seamless Carbon Steel Structural Tubing in Rounds and Shapes*. This standard is incorporated by reference as published January 21, 2021, by ASTM International, 100 Barr Harbor Drive, PO Box C700, West Conshohocken, PA 19428-2959 and does not incorporate any subsequent amendments or additions; or

4. ASTM A589-A589M-06 *Standard Specification for Seamless and Welded Carbon Steel Water-Well Pipe*. This standard is incorporated by reference as published October 2, 2018, by ASTM International, 100 Barr Harbor Drive, PO Box C700, West Conshohocken, PA 19428-2959 and does not incorporate any subsequent amendments or additions.

Table 3.8 Minimum liner specifications.

Material	Wall thickness (inches)	Standard dimension ratio (SDR)	Schedule (SCH)
Steel	0.188	-	-
Plastic (PVC or ABS only)	-	26	40

(3) Liners are used for three (3) general purposes. The following additional requirements apply based on the purpose of the liner:

(B) To prevent rust—

1. The liner shall extend from at least five feet (5') below the bottom of the casing to within twenty feet (20') of the top of the casing;

2. Shall have two (2) packers, with the first packer set within five feet (5') below the bottom of the casing and the second packer set inside the casing near the bottom; and

3. Grout material is optional; and

(C) To seal out undesirable conditions or to correct inadequate casing seals—

1. Have a minimum annular space of one-half inch (½"); and

2. Have a minimum of two (2) packers installed at a depth that is appropriate for adequate sealing against a smooth section of borehole and is supportive of the grout column above;

3. Have packers placed a maximum of ten feet (10') apart;

4. Use one (1) of the following grout materials:

A. Cement slurry; or

B. Coated bentonite pellets; or

C. Other grout materials upon receiving advanced written approval by the department;

5. Use one (1) of the following grout methods:

A. Gravity; or

B. Tremie; or

C. Other methods upon receiving advanced written approval by the department; and

6. Have a minimum thirty-foot (30') annular seal placed above the packers using specifications provided in Table 3.9; and

Table 3.9 Minimum number of bags of grout to achieve an annular grout seal of thirty feet (30') for lining water wells.

	Borehole Diameter (inches)					
	6	8	10	6	8	10
	Outer Diameter of Liner (inches)					
Type of Grout	4 ½"	4 ½"	4 ½"	5"	5"	5"
CEMENT						
Portland Type I	2.2	6.1	11.2	1.5	5.5	10.5
Portland Type II	2.2	6.1	11.2	1.5	5.5	10.5
BENTONITE						
Pellets						
½" Baroid Pellets	3.5	9.7	17.8	2.5	8.7	16.7
¾" Baroid Pellets	3.7	10.3	18.7	2.6	9.2	17.6
¼" Baroid Pellets	3.7	10.2	18.6	2.6	9.1	17.5
Wyo-bend Tablets	3.9	10.8	19.7	2.7	9.6	18.5
Volclay ½"	3.9	10.9	19.9	2.7	9.7	18.7
Volclay ¾"	4.1	11.3	20.6	2.8	10.1	19.3
Volclay ¼"	4.2	11.6	21.2	2.9	10.4	20.0

7. Have the top of the liner extend to within twenty feet (20') of the top of casing; and

8. When used to correct inadequate casing seals, place the top packer twenty-five feet (25') below the bottom of the casing. Emplace grout material from above the top packer to a minimum of five feet (5') into the casing for a total of thirty feet (30') of grout.

TITLE 10 – DEPARTMENT OF NATURAL RESOURCES
Division 23 – Well Installation
Chapter 3 – Water Well Construction Code

ORDER OF RULEMAKING

By the authority vested in the Well Installation Board under sections 256.606 and 256.626, RSMo 2016, the board amends a rule as follows:

10 CSR 23-3.090 Drilling Areas is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on May 1, 2024 (49 MoReg 615-631). No changes have been made to the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

TITLE 10 – DEPARTMENT OF NATURAL RESOURCES
Division 23 – Well Installation
Chapter 3 – Water Well Construction Code

ORDER OF RULEMAKING

By the authority vested in the Well Installation Board under sections 256.606, 256.614, 256.615, and 256.626, RSMo 2016, the board amends a rule as follows:

10 CSR 23-3.110 Plugging of Water Wells is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on May 1, 2024 (49 MoReg 631-632). No changes have been made to the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

TITLE 10 – DEPARTMENT OF NATURAL RESOURCES
Division 23 – Well Installation
Chapter 4 – Monitoring Well Construction Code

ORDER OF RULEMAKING

By the authority vested in the Well Installation Board under sections 256.606 and 256.626, RSMo 2016, the board amends a rule as follows:

10 CSR 23-4.060 Construction Standards for Monitoring Wells is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on May 1, 2024 (49 MoReg 632-633). No changes have been made to the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

TITLE 10 – DEPARTMENT OF NATURAL RESOURCES
Division 23 – Well Installation
Chapter 5 – Heat Pump Construction Code

ORDER OF RULEMAKING

By the authority vested in the Well Installation Board under sections 256.606 and 256.626, RSMo 2016, the board amends a rule as follows:

10 CSR 23-5.050 Construction Standards for Closed-Loop Heat Pump Wells is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on May 1, 2024 (49 MoReg 633-636). No changes have been made to the text of the proposed amendment, so it is not

reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**TITLE 11 – DEPARTMENT OF PUBLIC SAFETY
Division 90 – Missouri 911 Service Board
Chapter 4 – 911 Training and Standards Act**

ORDER OF RULEMAKING

By the authority vested in the Missouri 911 Service Board under section 650.340, RSMo Supp. 2024, the board amends a rule as follows:

11 CSR 90-4.010 General Organization is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on June 3, 2024 (49 MoReg 793). No changes have been made to the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**TITLE 11 – DEPARTMENT OF PUBLIC SAFETY
Division 90 – Missouri 911 Service Board
Chapter 4 – 911 Training and Standards Act**

ORDER OF RULEMAKING

By the authority vested in the Missouri 911 Service Board under section 650.340, RSMo Supp. 2024, the board amends a rule as follows:

11 CSR 90-4.020 Definitions is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on June 3, 2024 (49 MoReg 794). No changes have been made to the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**TITLE 11 – DEPARTMENT OF PUBLIC SAFETY
Division 90 – Missouri 911 Service Board
Chapter 4 – 911 Training and Standards Act**

ORDER OF RULEMAKING

By the authority vested in the Missouri 911 Service Board under section 650.340, RSMo Supp. 2024, the board amends a rule as follows:

11 CSR 90-4.030 Initial Training is amended.

A notice of proposed rulemaking containing the text of the

proposed amendment was published in the *Missouri Register* on June 3, 2024 (49 MoReg 794). No changes have been made to the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**TITLE 11 – DEPARTMENT OF PUBLIC SAFETY
Division 90 – Missouri 911 Service Board
Chapter 4 – 911 Training and Standards Act**

ORDER OF RULEMAKING

By the authority vested in the Missouri 911 Service Board under section 650.340, RSMo Supp. 2024, the board amends a rule as follows:

11 CSR 90-4.040 Exemptions and Waiver of Initial Training Requirement is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on June 3, 2024 (49 MoReg 794-795). No changes have been made to the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**TITLE 11 – DEPARTMENT OF PUBLIC SAFETY
Division 90 – Missouri 911 Service Board
Chapter 4 – 911 Training and Standards Act**

ORDER OF RULEMAKING

By the authority vested in the Missouri 911 Service Board under section 650.340, RSMo Supp. 2024, the board amends a rule as follows:

11 CSR 90-4.050 is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on June 3, 2024 (49 MoReg 795). Those sections with changes are reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: The Missouri 911 Service Board received one (1) comment on the proposed amendment.

COMMENT #1: The Missouri 911 Service Board's staff noticed that section (4) of the rule references "telecommunicator" instead of "telecommunicator first responder" and would like to add the words "first responder" after the word "telecommunicator."

RESPONSE AND EXPLANATION OF CHANGE: The Missouri 911 Service Board agrees with this change and has added the words "first responder" after "telecommunicator" in section (4) of this rule.

11 CSR 90-4.050 Requirements for Continuing Education

(4) Each Public Safety Answering Point or Emergency Communications Center shall be responsible for maintaining records of compliance with the continuing education rules for each telecommunicator first responder in their employ.

**TITLE 11 – DEPARTMENT OF PUBLIC SAFETY
Division 90 – Missouri 911 Service Board
Chapter 4 – 911 Training and Standards Act**

ORDER OF RULEMAKING

By the authority vested in the Missouri 911 Service Board under section 650.340, RSMo Supp. 2024, the board amends a rule as follows:

11 CSR 90-4.060 Minimum Standards for Continuing Education Training is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on June 3, 2024 (49 MoReg 795-796). No changes have been made to the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**TITLE 11 – DEPARTMENT OF PUBLIC SAFETY
Division 90 – Missouri 911 Service Board
Chapter 4 – 911 Training and Standards Act**

ORDER OF RULEMAKING

By the authority vested in the Missouri 911 Service Board under section 650.340, RSMo Supp. 2024, the board amends a rule as follows:

11 CSR 90-4.080 is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on June 3, 2024 (49 MoReg 796). Those sections with changes are reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: The Missouri 911 Service Board received one (1) comment on the proposed amendment.

COMMENT: The Missouri 911 Service Board's staff noticed that the title of the rule references "Telecommunicators" instead of "Telecommunicator First Responders" and would like to remove the word "Telecommunicators" and replace it with "Telecommunicator First Responders."

RESPONSE AND EXPLANATION OF CHANGE: The Missouri 911 Service Board agrees with this change and has removed the word "Telecommunicators" and replaced it with "Telecommunicator First Responders."

11 CSR 90-4.080 Procedure to Obtain Approval for an Individual Continuing Education Course for 911 Telecommunicator First Responders

**TITLE 11 – DEPARTMENT OF PUBLIC SAFETY
Division 90 – Missouri 911 Service Board
Chapter 4 – 911 Training and Standards Act**

ORDER OF RULEMAKING

By the authority vested in the Missouri 911 Service Board under section 650.340, RSMo Supp. 2024, the board amends a rule as follows:

11 CSR 90-4.090 is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on June 3, 2024 (49 MoReg 796). Those sections with changes are reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: The Missouri 911 Service Board received one (1) comment on the proposed amendment.

COMMENT: The Missouri 911 Service Board's staff noticed that the title of the rule references "Telecommunicators" instead of "Telecommunicator First Responders" and would like to remove the word "Telecommunicators" and replace it with "Telecommunicator First Responders."

RESPONSE AND EXPLANATION OF CHANGE: The Missouri 911 Service Board agrees with this change and has removed the word "Telecommunicators" and replaced it with "Telecommunicator First Responders."

11 CSR 90-4.090 Out-of-State, Federal and Organizations or Commercial Entities Continuing Education Credit for 911 Telecommunicator First Responders

**TITLE 11 – DEPARTMENT OF PUBLIC SAFETY
Division 90 – Missouri 911 Service Board
Chapter 4 – 911 Training and Standards Act**

ORDER OF RULEMAKING

By the authority vested in the Missouri 911 Service Board under section 650.340, RSMo Supp. 2024, the board amends a rule as follows:

11 CSR 90-4.100 is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on June 3, 2024 (49 MoReg 796). Those sections with changes are reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: The Missouri 911 Service Board received one (1) comment on the proposed amendment.

COMMENT: The Missouri 911 Service Board's staff noticed that the title of the rule references "Telecommunicators" instead of "Telecommunicator First Responders" and would like to remove the word "Telecommunicators" and replace it with "Telecommunicator First Responders."

RESPONSE AND EXPLANATION OF CHANGE: The Missouri 911 Service Board agrees with this change and has removed

the word “Telecommunicators” and replaced it with “Telecommunicator First Responders.

11 CSR 90-4.100 Computer-Based Continuing Education Training for 911 Telecommunicator First Responders

**TITLE 11 – DEPARTMENT OF PUBLIC SAFETY
Division 90 – Missouri 911 Service Board
Chapter 4 – 911 Training and Standards Act**

ORDER OF RULEMAKING

By the authority vested in the Missouri 911 Service Board under sections 650.330 and 650.340, RSMo Supp. 2024, the board adopts a rule as follows:

11 CSR 90-4.150 Emergency Medical Dispatch Services Requirements is adopted.

A notice of proposed rulemaking containing the text of the proposed rule was published in the *Missouri Register* on June 3, 2024 (49 MoReg 797-798). No changes have been made to the text of the proposed rule, so it is not reprinted here. This proposed rule becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**TITLE 13 – DEPARTMENT OF SOCIAL SERVICES
Division 35 – Children’s Division
Chapter 71 – Rules for Residential Care Facilities for Children**

ORDER OF WITHDRAWAL

By the authority vested in the Department of Social Services, Children’s Division, under sections 207.020, 210.506, and 660.017, RSMo 2016, and sections 210.493 and 210.1286, RSMo Supp. 2024, the division withdraws a proposed rescission as follows:

13 CSR 35-71.045 Personnel is withdrawn.

A notice of proposed rulemaking containing the proposed rescission was published in the *Missouri Register* on April 15, 2024 (49 MoReg 560). This proposed rescission is withdrawn.

**TITLE 13 – DEPARTMENT OF SOCIAL SERVICES
Division 35 – Children’s Division
Chapter 71 – Rules for Residential Care Facilities for Children**

ORDER OF WITHDRAWAL

By the authority vested in the Department of Social Services, Children’s Division, under sections 207.020 and 210.506, RSMo 2016, the division withdraws a proposed rule as follows:

13 CSR 35-71.045 Personnel is withdrawn.

A notice of proposed rulemaking containing the text of the proposed rule was published in the *Missouri Register* on April 15, 2024 (49 MoReg 560-562). This proposed rule is withdrawn.

**TITLE 13 – DEPARTMENT OF SOCIAL SERVICES
Division 70 – MO HealthNet Division
Chapter 3 – Conditions of Provider Participation, Reimbursement, and Procedure of General Applicability**

ORDER OF RULEMAKING

By the authority vested in the Department of Social Services, MO HealthNet Division, under sections 190.836, 208.201, and 660.017, RSMo 2016, and section 190.815, RSMo Supp. 2024, the division amends a rule as follows:

13 CSR 70-3.200 Ambulance Service Reimbursement Allowance is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on May 1, 2024 (49 MoReg 638). No changes have been made to the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**TITLE 13 – DEPARTMENT OF SOCIAL SERVICES
Division 70 – MO HealthNet Division
Chapter 3 – Conditions of Provider Participation, Reimbursement, and Procedure of General Applicability**

ORDER OF RULEMAKING

By the authority vested in the Department of Social Services, MO HealthNet Division, under sections 208.201 and 660.017, RSMo 2016, the division amends a rule as follows:

13 CSR 70-3.320 Electronic Visit Verification (EVV) is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on June 3, 2024 (49 MoReg 804-809). No changes have been made to the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**TITLE 13 – DEPARTMENT OF SOCIAL SERVICES
Division 70 – MO HealthNet Division
Chapter 25 – Physician Program**

ORDER OF WITHDRAWAL

By the authority vested in the Department of Social Services, MO HealthNet Division, under sections 208.201 and 660.017, RSMo 2016, the division withdraws a proposed rule as follows:

13 CSR 70-25.160 Doula Services is withdrawn.

A notice of proposed rulemaking containing the text of the proposed rule was published in the *Missouri Register* on May 1, 2024 (49 MoReg 638-641). This proposed rule is withdrawn.

TITLE 16 – RETIREMENT SYSTEMS**Division 20 – Missouri Local Government Employees’ Retirement System (LAGERS)
Chapter 1 – General Organization****ORDER OF RULEMAKING**

By the authority vested in the Missouri Local Government Employees’ Retirement System (LAGERS) under section 70.605(6) and (21), RSMo 2016, the Missouri Local Government Employees’ Retirement System (LAGERS) amends a rule as follows:

16 CSR 20-1.010 General Organization is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on May 1, 2024 (49 MoReg 642). No changes have been made to the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

TITLE 16 – RETIREMENT SYSTEMS**Division 20 – Missouri Local Government Employees’ Retirement System (LAGERS)
Chapter 2 – Administrative Rules****ORDER OF RULEMAKING**

By the authority vested in the Missouri Local Government Employees’ Retirement System (LAGERS) under section 70.605(6) and (21), RSMo 2016, the Missouri Local Government Employees’ Retirement System (LAGERS) adopts a rule as follows:

16 CSR 20-2.150 Election of Trustees is adopted.

A notice of proposed rulemaking containing the text of the proposed rule was published in the *Missouri Register* on May 1, 2024 (49 MoReg 642). No changes have been made to the text of the proposed rule, so it is not reprinted here. This proposed rule becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

TITLE 19 – DEPARTMENT OF HEALTH AND SENIOR SERVICES**Division 60 – Missouri Health Facilities Review Committee
Chapter 50 – Certificate of Need Program****ORDER OF RULEMAKING**

By the authority vested in the Missouri Health Facilities Review Committee under section 197.320, RSMo 2016, the committee amends a rule as follows:

19 CSR 60-50.430 Application Package is amended.

A notice of proposed rulemaking containing the text of the pro-

posed amendment was published in the *Missouri Register* on June 3, 2024 (49 MoReg 815-818). No changes have been made to the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

TITLE 19 – DEPARTMENT OF HEALTH AND SENIOR SERVICES**Division 60 – Missouri Health Facilities Review Committee
Chapter 50 – Certificate of Need Program****ORDER OF RULEMAKING**

By the authority vested in the Missouri Health Facilities Review Committee under section 197.320, RSMo 2016, the committee amends a rule as follows:

19 CSR 60-50.440 Criteria and Standards for Equipment and New Hospitals is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on June 3, 2024 (49 MoReg 818). No changes have been made to the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

TITLE 19 – DEPARTMENT OF HEALTH AND SENIOR SERVICES**Division 60 – Missouri Health Facilities Review Committee
Chapter 50 – Certificate of Need Program****ORDER OF RULEMAKING**

By the authority vested in the Missouri Health Facilities Review Committee under section 197.320, RSMo 2016, the committee amends a rule as follows:

19 CSR 60-50.450 Criteria and Standards for Long-Term Care is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on June 3, 2024 (49 MoReg 818-819). No changes have been made to the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

TITLE 20 – DEPARTMENT OF COMMERCE AND INSURANCE**Division 2085 – Board of Cosmetology and Barber Examiners
Chapter 3 – License Fees**

ORDER OF RULEMAKING

By the authority vested in the Board of Cosmetology and Barber Examiners under section 329.025, RSMo Supp. 2024, the board amends a rule as follows:

20 CSR 2085-3.010 Fees is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on June 17, 2024 (49 MoReg 889-894). No changes have been made to the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

TITLE 20 – DEPARTMENT OF COMMERCE AND INSURANCE

Division 2110 – Missouri Dental Board Chapter 2 – General Rules

ORDER OF RULEMAKING

By the authority vested in the Missouri Dental Board under section 332.031, RSMo 2016, the board amends a rule as follows:

20 CSR 2110-2.130 Dental Hygienists is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on May 1, 2024 (49 MoReg 642-643). No changes have been made to the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: The board received ten (10) comments on the proposed amendment.

COMMENTS #1-7: Jeremy Bowen, on behalf of the Missouri Dental Association, Sarah Bennefeld, Becky Harshaw, Keri Clark-Haenni, Diana Miller, Ellen Wentz, and Jennifer Wilson submitted comments in support of the proposed amendment. RESPONSE: These comments are in support of the proposed amendment; therefore, no changes have been made.

COMMENTS #8-10: Karen Davis, on behalf of the Missouri Dental Hygienists' Association, Diann Bomkamp, and Mary Signorino submitted comments in support of the rule, but suggesting that using the American Society of Anesthesiologists (ASA) classification system as a tool to evaluate patient health and potential risk prior to treatment is unnecessary and should be removed and suggesting that allowing the authorization of the supervising dentist to be a verbal authorization as opposed to written in the patient's chart as required in the proposed amendment.

RESPONSE: The board appreciates the comments in support of the proposed amendment. The board feels that utilizing the American Society of Anesthesiologists (ASA) classification system to evaluate patient health and potential risk prior to treatment will be an important tool in assisting the supervising dentist to determine if it is appropriate to delegate that duty to a dental hygienist working under that dentist's supervision. Additionally, the supervising dentist is still responsible for the care he/she is authorizing the dental hygienist to provide to

the patient and the board feels that it is appropriate for that authorization to be written in the patient's record. No changes are being made to the proposed amendment.

TITLE 20 – DEPARTMENT OF COMMERCE AND INSURANCE

Division 2110 – Missouri Dental Board Chapter 2 – General Rules

ORDER OF RULEMAKING

By the authority vested in the Missouri Dental Board under section 332.031, RSMo 2016, the board adopts a rule as follows:

20 CSR 2110-2.134 Oral Preventive Assistant Pilot Project is adopted.

A notice of proposed rulemaking containing the text of the proposed rule was published in the *Missouri Register* on May 1, 2024 (49 MoReg 643-645). No changes have been made to the text of the proposed rule, so it is not reprinted here. This proposed rule becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: The board received one hundred four (104) comments regarding the proposed rule.

COMMENT #1-82: The board received eighty-two (82) comments in support of the proposed rule stating that the proposed pilot project will address the shortage of licensed dental hygienists in Missouri.

RESPONSE: No changes have been made to the proposed rule based upon these comments.

COMMENTS #83-104: The board received twenty-two (22) comments in opposition to the proposed rule. Those comments cited concerns regarding having a dental assistant with less training than a dental hygienist perform services that are currently only delegable to a licensed dental hygienist. Several comments expressed the concern that replacing a full comprehensive cleaning performed by a licensed dental hygienist with a cleaning performed by a dental assistant and limited to tooth surfaces above the gumline will lead to increased instances of dental disease in Missouri patients. Some commenters also stated a concern that the proposed pilot project presented a less efficient care delivery model since the dental assistant would be limited to cleaning teeth above the gumline, requiring additional time for the cleanings below the gumline to be performed by another provider such as a dentist or dental hygienist. Some suggested efforts be made to increase the number of dental hygiene students being trained as an alternative to addressing the shortage of dental hygienists.

RESPONSE: The board appreciates the comments and understands the concerns that were voiced. The provisions of this proposed pilot project were developed by representatives from the Missouri Department of Health and Senior Services as well as the Missouri Dental Association. During the development of this pilot project, representatives of those groups testified to the board that the proposed pilot project would increase office efficiency by freeing up the dentist to treat more patients and would not result in patients receiving incomplete or lower quality care since the dental assistants would have to work under the direct supervision of the

dentist. The board does not have a way to increase the number of dental hygiene students being trained in dental hygiene schools. No changes have been made to the proposed rule based upon these comments.

**TITLE 20 – DEPARTMENT OF COMMERCE AND
INSURANCE**

**Division 2120 – State Board of Embalmers and
Funeral Directors**

Chapter 2 – General Rules

ORDER OF RULEMAKING

By the authority vested in the State Board of Embalmers and Funeral Directors under section 333.340, RSMo 2016, the board adopts a rule as follows:

20 CSR 2120-2.106 Preneed Funeral Contract Audit Fee Waiver **is adopted.**

A notice of proposed rulemaking containing the text of the proposed rule was published in the *Missouri Register* on June 3, 2024 (49 MoReg 819-822). No changes have been made to the text of the proposed rule, so it is not reprinted here. This proposed rule becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**TITLE 20 – DEPARTMENT OF COMMERCE AND
INSURANCE**

**Division 2245 – Real Estate Appraisers
Chapter 3 – Applications for Certification and
Licensure**

ORDER OF RULEMAKING

By the authority vested in the Real Estate Appraisers Commission under section 339.509, RSMo 2016, the commission amends a rule as follows:

20 CSR 2245-3.005 Trainee Real Estate Appraiser Registration **is amended.**

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on June 17, 2024 (49 MoReg 895-896). No changes have been made to the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**TITLE 20 – DEPARTMENT OF COMMERCE AND
INSURANCE**

**Division 2245 – Real Estate Appraisers
Chapter 5 – Fees**

ORDER OF RULEMAKING

By the authority vested in the Real Estate Appraisers Commission under section 339.509, RSMo 2016, the commission amends a rule as follows:

20 CSR 2245-5.020 Application, Certificate, and License Fees **is amended.**

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on June 17, 2024 (49 MoReg 896-898). No changes have been made to the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**TITLE 20 – DEPARTMENT OF COMMERCE AND
INSURANCE**

**Division 2245 – Real Estate Appraisers
Chapter 6 – Educational Requirements**

ORDER OF RULEMAKING

By the authority vested in the Real Estate Appraisers Commission under section 339.509, RSMo 2016, the commission adopts a rule as follows:

20 CSR 2245-6.018 AQB 2026 Licensure Criteria **is adopted.**

A notice of proposed rulemaking containing the text of the proposed rule was published in the *Missouri Register* on June 17, 2024 (49 MoReg 899-902). No changes have been made to the text of the proposed rule, so it is not reprinted here. This proposed rule becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

This section may contain notice of hearings, correction notices, public information notices, rule action notices, statements of actual costs, and other items required to be published in the *Missouri Register* by law.

*[TITLE 15—ELECTED OFFICIALS
Division 30—Secretary of State]*
**TITLE 20—DEPARTMENT OF COMMERCE AND
INSURANCE**
Division 1140—Division of Finance
Chapter 120 – Family Trust Company

IN ADDITION

Senate Bill 1359 (signed July 11, 2024) transferred the administration and oversight of family trust companies from the Office of the Secretary of State of Missouri to the Missouri Division of Finance. Effective August 28, 2024, the following rules are transferred to the Missouri Division of Finance:

[15 CSR 30-120.010] 20 CSR 1140-120.010 Definitions
[15 CSR 30-120.020] 20 CSR 1140-120.020 Application to Register as a Family Trust Company
[15 CSR 30-120.030] 20 CSR 1140-120.030 Application to Register as a Foreign Family Trust Company
[15 CSR 30-120.040] 20 CSR 1140-120.040 Annual Registration Report
[15 CSR 30-120.050] 20 CSR 1140-120.050 Records
[15 CSR 30-120.060] 20 CSR 1140-120.060 Examination
[15 CSR 30-120.070] 20 CSR 1140-120.070 Application Process and Forms

**TITLE 19 – DEPARTMENT OF HEALTH AND SENIOR
SERVICES**

**Division 60 – Missouri Health Facilities Review
Committee**
Chapter 50 – Certificate of Need Program

**NOTIFICATION OF REVIEW:
APPLICATION REVIEW SCHEDULE**

The Missouri Health Facilities Review Committee has initiated review of the CON applications listed below. A decision is tentatively scheduled for November 18, 2024. These applications are available for public inspection at the address shown below.

Date Filed

Project Number: Project Name
City (County)
Cost, Description

9/6/24

#6139 RS: 417 ResCare
Springfield (Greene County)
\$5,504,162, Establish 26-bed ALF

#6140 HS: Mercy Hospital South
St. Louis (St. Louis County)
\$3,375,000, Acquire additional linear accelerator

#6145 RS: Cedarhurst of Tesson Heights
St. Louis (St. Louis County)
\$7,500, Add 29 ALF beds

#6141 HS: Select Specialty Hospital
St. Louis (St. Louis County)
\$9,960,128, Establish/relocate 28-bed LTCH

#6121 HS: Lake Regional Imaging Center
Osage Beach (Camden County)
\$2,311,711, Acquire PET/CT unit (PT to FT)

#6129 RS: Levering Regional Health Center
Hannibal (Marion County)
\$52,500, Add 179 RCF beds

#6124 HS: Southwest Children's, LLC
Springfield (Greene County)
\$3,169,900, Establish 60-bed pediatric hospital
(hospital-within-a-hospital)

#6138 HS: Barnes-Jewish Hospital
St. Louis (St. Louis City)
\$2,809,154, Acquire an additional Hybrid OR

#6136 RS: New Hope Assisted Living
Poplar Bluff (Butler County)
\$1,300,000, Add 15 ALF beds

Any person wishing to request a public hearing for the purpose of commenting on these applications must submit a written request to this effect, which must be received by October 9, 2024. All written requests and comments should be sent to:

Chairman
Missouri Health Facilities Review Committee
c/o Certificate of Need Program
920 Wildwood Dr.
PO Box 570
Jefferson City, MO 65102

For additional information, contact Alison Dorge at alison.dorge@health.mo.gov.

**TITLE 19 – DEPARTMENT OF HEALTH AND SENIOR
SERVICES**

**Division 60 – Missouri Health Facilities Review
Committee**
Chapter 50 – Certificate of Need Program

**NOTIFICATION OF REVIEW:
APPLICATION REVIEW SCHEDULE**

The Missouri Health Facilities Review Committee has initiated review of the CON applications listed below. A decision is tentatively scheduled for October 24, 2024. These applications are available for public inspection at the address shown below.

Date Filed

Project Number: Project Name
City (County)
Cost, Description

9/4/24

#6128 HT: Phelps Health Waynesville Medical Plaza

Waynesville (Pulaski County)
\$2,087,809, Replace MRI

9/12/24

#6146 HT: Missouri Baptist Medical Center
St. Louis (St. Louis County)
\$2,194,027, Replace MRI

Street, PO Box 1276, Jefferson City, MO 65102” – “Missouri Division of Finance, 301 W. High Street, Room 630, Jefferson City, MO 65101”

(3) “secretary” – “director of the Missouri Division of Finance”

(3) “secretary” – “director” (3X)

This change will appear in the October 31, 2024, update to the *Code of State Regulations*.

Any person wishing to request a public hearing for the purpose of commenting on these applications must submit a written request to this effect, which must be received by October 16, 2024. All written requests and comments should be sent to:

Chairman
Missouri Health Facilities Review Committee
c/o Certificate of Need Program
920 Wildwood Drive
PO Box 570
Jefferson City, MO 65102

For additional information, contact Alison Dorge at alison.dorge@health.mo.gov.

**TITLE 20 – DEPARTMENT OF COMMERCE AND
INSURANCE
Division 1140 – Division of Finance
Chapter 120 – Family Trust Company**

NON-SUBSTANTIVE CHANGE REQUEST

The Missouri Division of Finance requests that the secretary of state make a non-substantive change to the following rules in accordance with the provisions of section 536.032, RSMo. Senate Bill 1359 (signed July 11, 2024) transferred the administration and oversight of family trust companies from the Office of the Secretary of State of Missouri to the Missouri Division of Finance. As a result, the name, address, phone number, and hyperlink information must be changed to reflect the corresponding statutory changes.

20 CSR 1140-120.010 Definitions

(1)(E) “secretary” – “director of the Missouri Division of Finance”

20 CSR 1140-120.050 Records

(1) “secretary” – “director of the Missouri Division of Finance”

(2)(Q) “secretary” – “director”

(3) “secretary” – “director”

20 CSR 1140-120.060 Examination

(2) “secretary” – “director of the Missouri Division of Finance”

(2) “secretary” – “director”

(3) “secretary” – “director”

20 CSR 1140-120.070 Application Process and Forms

(1) “Office of Secretary of State’s website at <http://www.sos.mo.gov>” – “Missouri Division of Finance’s website at <http://www.finance.mo.gov>”

(1) “Secretary of State, Securities Division, 600 W. Main Street, PO Box 1276, Jefferson City, MO 65102” – “Missouri Division of Finance, 301 W. High Street, Room 630, Jefferson City, MO 65101”

(2) “Secretary of State, Securities Division, 600 W. Main

The Secretary of State is required by sections 347.141 and 359.481, RSMo, to publish dissolutions of limited liability companies and limited partnerships. The content requirements for the one-time publishing of these notices are prescribed by statute. This listing is published pursuant to these statutes. We request that documents submitted for publication in this section be submitted in camera ready 8 1/2" x 11" manuscript by email to adrules.dissolutions@sos.mo.gov.

**NOTICE OF WINDING UP OF LIMITED LIABILITY COMPANY
TO ALL CREDITORS AND CLAIMANTS AGAINST WALKER INSURANCE GROUP, LLC**

On August 21, 2024, WALKER INSURANCE GROUP, LLC, a Missouri limited liability company (hereinafter the "Company"), filed its Notice of Winding Up for Limited Liability Company with the Missouri Secretary of State. Any claims against the Company may be sent to:

Bush & Patchett, LLC
Attn: Kerry Bush
4240 Philips Farm Road, Suite 109
Columbia, Missouri, 65201

Each claim must include the following information:

- 1) The name, address and telephone number of the claimant;
- 2) The amount of claim;
- 3) The date on which the claim arose;
- 4) The basis for the claim; and
- 5) Any documentation in support of the claim.

All claims against the Company will be barred unless the proceeding to enforce the claim is commenced within three (3) years after the publication of this notice.

**NOTICE OF DISSOLUTION OF LIMITED LIABILITY COMPANY
TO ALL CREDITORS OF AND CLAIMANTS AGAINST TKP PROPERTIES, LLC**

On August 23, 2024, TKP Properties LLC, a Missouri LLC (the "Company"), filed its Notice of Winding Up with the Missouri Secretary of State, effective on the filing date. Claims against the Company shall be mailed to:

Denker Law Firm LLC
229 SE Douglas, Ste 210
Lee's Summit, MO 64063

Claims must include:

- 1) The name, address and phone number of the claimant;
- 2) The amount being claimed;
- 3) The date on which the claim arose;
- 4) The basis for the claim; and
- 5) All documentation to support the claim.

All claims against the Company will be barred unless a proceeding to enforce the claim is commenced within three (3) years after the last publication of the notice.

**NOTICE OF DISSOLUTION TO ALL CREDITORS OF AND CLAIMANTS AGAINST
BLACK RIVER LODGE, INC**

Black River Lodge, Inc., a Missouri corporation, filed its Articles of Dissolution with the Missouri Secretary of State on August 23, 2024. Any and all claims against Black River Lodge, Inc. may be sent to:

Carmody MacDonald PC
120 S. Central Ave., Suite 1800
St. Louis, MO 63105

Each claim must include:

- 1) The name, address, and telephone number of the claimant;
- 2) The amount of the claim;
- 3) The basis for the claim; and
- 4) Any documentation of the claim.

A claim against Black River Lodge, Inc. will be barred unless a proceeding to enforce the claim is commenced within two (2) years after the publication of this notice.

**NOTICE OF WINDING UP FOR A LIMITED LIABILITY COMPANY TO ALL CREDITORS OF AND CLAIMANTS
AGAINST DAKOTA CABINET COMPANY, LLC**

On August 27, 2024, DAKOTA CABINET COMPANY, LLC, a Missouri limited liability company ("Company") filed its Notice of Winding Up for a Limited Liability Company with the Missouri Secretary of State. You are hereby notified that all parties that have claims against the Company must present them in writing to the Company:

Joshua R. Baker, Esq.
Attorney at Law
4905 S. National Avenue, Building B
Springfield, MO 65810

All claims must include:

- 1) The name, address, and telephone number of the claimant;
 - 2) The amount of the claim;
 - 3) The dates on which the claim is based occurred;
 - 4) A brief description of the nature of the debt or the basis for which the claim, and copies of any supporting documentation;
- and
- 5) If the claim is secured, identify the collateral used as security.

All claims against the Company will be barred unless a proceeding to enforce the claim is commenced within three (3) years after publication of this Notice.

**NOTICE OF WINDING UP TO ALL CREDITORS OF AND CLAIMANTS AGAINST
MCP-SB HOLDINGS, LLC**

NOTICE IS HEREBY GIVEN that MCP-SB Holdings, LLC, a Missouri limited liability company (hereinafter the "Company") filed its Notice of Winding Up with the Missouri Secretary of State on August 27, 2024. You are hereby notified that if you believe you have a claim against the Company, you must submit the details of your claim in writing to:

The Limbaugh Firm
c/o Christopher Sides
407 N. Kingshighway, Suite 400, PO Box 1150
Cape Girardeau, MO 63702-1150

Claims shall include the following information:

- 1) The name, address and phone number of the claimant;
- 2) The amount claimed;
- 3) The date on which the claim arose;
- 4) The basis for the claim; and
- 5) Any documentation in support of the claim.

Claims against the Company will be barred unless a proceeding to enforce the claim is commenced within three (3) years after the publication of notices authorized by 347.141, RSMo whichever is published last.

**NOTICE OF WINDING UP TO ALL CREDITORS OF AND CLAIMANTS AGAINST
MCP-SB MISSOURI HOLDINGS, LLC**

NOTICE IS HEREBY GIVEN that MCP-SB Missouri Holdings, LLC, a Missouri limited liability company (hereinafter the "Company") filed its Notice of Winding Up with the Missouri Secretary of State on August 27, 2024. You are hereby notified that if you believe you have a claim against the Company, you must submit the details of your claim in writing to:

The Limbaugh Firm
c/o Christopher Sides
407 N. Kingshighway, Suite 400, PO Box 1150
Cape Girardeau, MO 63702-1150

Claims shall include the following information:

- 1) The name, address and phone number of the claimant;
- 2) The amount claimed;
- 3) The date on which the claim arose;
- 4) The basis for the claim; and
- 5) Any documentation in support of the claim.

Claims against the Company will be barred unless a proceeding to enforce the claim is commenced within three (3) years after the publication of notices authorized by section 347.141 RSMo whichever is published last.

**NOTICE OF DISSOLUTION OF LIMITED LIABILITY COMPANY TO ALL CREDITORS OF AND CLAIMANTS AGAINST
DC PROPERTY INVESTMENTS, LLC**

On August 27, 2024, DC Property Investments LLC, a Missouri limited liability company (the "Company"), filed a Notice of Winding Up for a Limited Liability Company with the Missouri Secretary of State. You are hereby notified that if you believe you have a claim against the Company, then you must submit a summary in writing of the circumstances surrounding your claim to:

Jonathan C. Browning, Sigmund Browning, LLC
305 E. McCarty Street, Suite 300
Jefferson City MO 65101

The summary of your claim must include the following information:

- 1) The name, address and telephone number of the claimant;
- 2) The amount of the claim;
- 3) The date the event on which the claim is based occurred; and
- 4) A brief description of the nature of the debt or the basis for the claim.

All claims against the Company will be barred unless the proceeding to enforce the claim is commenced within three (3) years after the publication of this notice.

**NOTICE OF WINDING UP OF LIMITED LIABILITY COMPANY
TO ALL CREDITORS AND CLAIMANTS AGAINST 207 PINEWOOD, LLC**

On September 3rd 2024, 207 PINEWOOD, LLC, a Missouri limited liability company (hereinafter the "Company"), filed its Notice of Winding Up for Limited Liability Company with the Missouri Secretary of State. Any claims against the Company may be sent to:

Bush & Patchett, LLC
Attn: Adam Patchett
4240 Philips Farm Road, Suite 109
Columbia, Missouri, 65201

Each claim must include the following information:

- 1) The name, address and telephone number of the claimant;
- 2) The amount of claim;
- 3) The date on which the claim arose;
- 4) The basis for the claim; and
- 5) The documentation in support of the claim.

All claims against the Company will be barred unless the proceeding to enforce the claim is commenced within three (3) years after the publication of this notice.

This cumulative table gives you the latest status of rules. It contains citations of rulemakings adopted or proposed after deadline for the monthly Update Service to the *Code of State Regulations*. Citations are to volume and page number in the *Missouri Register*, except for material in this issue. The first number in the table cite refers to the volume number or the publication year – 48 (2023) and 49 (2024). MoReg refers to *Missouri Register* and the numbers refer to a specific *Register* page, R indicates a rescission, W indicates a withdrawal, S indicates a statement of actual cost, T indicates an order terminating a rule, N.A. indicates not applicable, RAN indicates a rule action notice, RUC indicates a rule under consideration, and F indicates future effective date.

RULE NUMBER	AGENCY	EMERGENCY	PROPOSED	ORDER	IN ADDITION
1 CSR 10	OFFICE OF ADMINISTRATION State Officials' Salary Compensation Schedule				47 MoReg 1457
DEPARTMENT OF AGRICULTURE					
2 CSR 70-25.005	Plant Industries		49 MoReg 848		
2 CSR 70-25.010	Plant Industries		49 MoReg 848		
2 CSR 70-25.020	Plant Industries		49 MoReg 850		
2 CSR 70-25.030	Plant Industries		49 MoReg 851		
2 CSR 70-25.050	Plant Industries		49 MoReg 851		
2 CSR 70-25.060	Plant Industries		49 MoReg 852		
2 CSR 70-25.070	Plant Industries		49 MoReg 853		
2 CSR 70-25.080	Plant Industries		49 MoReg 854		
2 CSR 70-25.090	Plant Industries		49 MoReg 854		
2 CSR 70-25.100	Plant Industries		49 MoReg 855		
2 CSR 70-25.110	Plant Industries		49 MoReg 857		
2 CSR 70-25.120	Plant Industries		49 MoReg 864		
2 CSR 70-25.130	Plant Industries		49 MoReg 865		
2 CSR 70-25.140	Plant Industries		49 MoReg 866		
2 CSR 70-25.150	Plant Industries		49 MoReg 866		
2 CSR 70-25.153	Plant Industries		49 MoReg 870		
2 CSR 70-25.156	Plant Industries		49 MoReg 871		
2 CSR 70-25.160	Plant Industries		49 MoReg 873R		
2 CSR 70-25.170	Plant Industries		49 MoReg 873		
2 CSR 70-25.180	Plant Industries		49 MoReg 873		
2 CSR 90	Weights, Measures and Consumer Protection				49 MoReg 1194
2 CSR 90-10.011	Weights, Measures and Consumer Protection		49 MoReg 874		
2 CSR 90-10.012	Weights, Measures and Consumer Protection		49 MoReg 874		
2 CSR 90-10.020	Weights, Measures and Consumer Protection		49 MoReg 875		
2 CSR 90-10.040	Weights, Measures and Consumer Protection		49 MoReg 876		
2 CSR 90-30.040	Weights, Measures and Consumer Protection		This Issue		
2 CSR 90-36.005	Weights, Measures and Consumer Protection		49 MoReg 603	This Issue	
2 CSR 90-36.010	Weights, Measures and Consumer Protection		49 MoReg 604	This Issue	
2 CSR 90-36.015	Weights, Measures and Consumer Protection		49 MoReg 605	This Issue	
DEPARTMENT OF CONSERVATION					
3 CSR 10-5.210	Conservation Commission		49 MoReg 731	49 MoReg 1305	
3 CSR 10-5.430	Conservation Commission		49 MoReg 955		
3 CSR 10-5.435	Conservation Commission		49 MoReg 957		
3 CSR 10-5.440	Conservation Commission		49 MoReg 959		
3 CSR 10-5.445	Conservation Commission		49 MoReg 961		
3 CSR 10-5.540	Conservation Commission		49 MoReg 963		
3 CSR 10-5.545	Conservation Commission		49 MoReg 965		
3 CSR 10-5.551	Conservation Commission		49 MoReg 967		
3 CSR 10-5.552	Conservation Commission		49 MoReg 969		
3 CSR 10-5.554	Conservation Commission		49 MoReg 971		
3 CSR 10-5.559	Conservation Commission		49 MoReg 973		
3 CSR 10-5.560	Conservation Commission		49 MoReg 973		
3 CSR 10-5.565	Conservation Commission		49 MoReg 975		
3 CSR 10-5.567	Conservation Commission		49 MoReg 977		
3 CSR 10-5.570	Conservation Commission		49 MoReg 979		
3 CSR 10-5.576	Conservation Commission		49 MoReg 981		
3 CSR 10-5.579	Conservation Commission		49 MoReg 983		
3 CSR 10-5.580	Conservation Commission		49 MoReg 985		
3 CSR 10-5.605	Conservation Commission		49 MoReg 987		
3 CSR 10-7.900	Conservation Commission		49 MoReg 793	49 MoReg 1305	
3 CSR 10-12.140	Conservation Commission				49 MoReg 1307
DEPARTMENT OF ECONOMIC DEVELOPMENT					
DEPARTMENT OF ELEMENTARY AND SECONDARY EDUCATION					
5 CSR 20-100.110	Division of Learning Service		49 MoReg 731		
5 CSR 20-200.180	Division of Learning Services		49 MoReg 876		
5 CSR 20-400.125	Division of Learning Services		49 MoReg 1391		
5 CSR 20-400.385	Division of Learning Services		49 MoReg 539	49 MoReg 1365	
5 CSR 20-400.540	Division of Learning Services		49 MoReg 540	49 MoReg 1365	
5 CSR 20-400.610	Division of Learning Services		49 MoReg 877		
5 CSR 20-400.650	Division of Learning Services		49 MoReg 879		
5 CSR 20-400.660	Division of Learning Services		49 MoReg 880		
5 CSR 20-400.670	Division of Learning Services		49 MoReg 882		
5 CSR 20-500.130	Division of Learning Services		49 MoReg 1051		
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5 CSR 20-500.180	Division of Learning Services		49 MoReg 1052		
5 CSR 20-500.190	Division of Learning Services		49 MoReg 1053		
5 CSR 20-500.200	Division of Learning Services		49 MoReg 1054		
5 CSR 30-660.090	Division of Financial and Administrative Services		49 MoReg 607R	This IssueW	

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6 CSR 10-1.010	Commissioner of Higher Education		49 MoReg 735	49 MoReg 1365	
MISSOURI DEPARTMENT OF TRANSPORTATION					
7 CSR 10-25.020	Missouri Highways and Transportation Commission		49 MoReg 1393		
DEPARTMENT OF LABOR AND INDUSTRIAL RELATIONS					
DEPARTMENT OF MENTAL HEALTH					
9 CSR 10-7.030	Director, Department of Mental Health		49 MoReg 555	49 MoReg 1403	
9 CSR 45-7.010	Division of Developmental Disabilities	49 MoReg 943	49 MoReg 477	49 MoReg 1305	
DEPARTMENT OF NATURAL RESOURCES					
10 CSR 10-6.060	Director's Office		49 MoReg 1054		
10 CSR 10-6.065	Director's Office		49 MoReg 1067		
10 CSR 10-6.110	Director's Office		49 MoReg 1082		
10 CSR 10-6.241	Director's Office		49 MoReg 1094		
10 CSR 10-6.250	Director's Office		49 MoReg 1103		
10 CSR 10-6.255	Director's Office		49 MoReg 1115		
10 CSR 20-6.030	Clean Water Commission		49 MoReg 1121		
10 CSR 20-8.130	Clean Water Commission		49 MoReg 1123		
10 CSR 20-8.200	Clean Water Commission		49 MoReg 1125		
10 CSR 23-1.010	Well Installation		49 MoReg 607	This Issue	
10 CSR 23-1.140	Well Installation		49 MoReg 608	This Issue	
10 CSR 23-3.030	Well Installation		49 MoReg 608	This Issue	
10 CSR 23-3.050	Well Installation		49 MoReg 612	This Issue	
10 CSR 23-3.080	Well Installation		49 MoReg 612	This Issue	
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10 CSR 23-5.050	Well Installation		49 MoReg 633	This Issue	
10 CSR 25-3.260	Hazardous Waste Management Commission		49 MoReg 1267		
10 CSR 25-4.261	Hazardous Waste Management Commission		49 MoReg 1270		
10 CSR 25-5.262	Hazardous Waste Management Commission		49 MoReg 1271		
10 CSR 25-7.264	Hazardous Waste Management Commission		49 MoReg 1274		
10 CSR 25-7.265	Hazardous Waste Management Commission		49 MoReg 1276		
10 CSR 25-7.266	Hazardous Waste Management Commission		49 MoReg 1278		
10 CSR 25-7.268	Hazardous Waste Management Commission		49 MoReg 1278		
10 CSR 25-7.270	Hazardous Waste Management Commission		49 MoReg 1279		
10 CSR 25-11.279	Hazardous Waste Management Commission		49 MoReg 1281		
10 CSR 25-12.010	Hazardous Waste Management Commission		49 MoReg 1284		
10 CSR 25-12.020	Hazardous Waste Management Commission		49 MoReg 1290		
10 CSR 25-16.273	Hazardous Waste Management Commission		49 MoReg 1291		
10 CSR 40-10.025	Missouri Mining Commission		49 MoReg 884		
10 CSR 60-10.040	Safe Drinking Water Commission		49 MoReg 558	49 MoReg 1403	
10 CSR 90-2.070	State Parks		49 MoReg 1399		
10 CSR 140-2.020	Division of Energy		49 MoReg 1400		
DEPARTMENT OF PUBLIC SAFETY					
11 CSR 10-1.010	Adjutant General <i>moved to 23 CSR 10-1.010</i>				49 MoReg 1307
11 CSR 10-1.020	Adjutant General <i>moved to 23 CSR 10-1.020</i>				49 MoReg 1307
11 CSR 10-2.010	Adjutant General <i>moved to 23 CSR 10-2.010</i>				49 MoReg 1307
11 CSR 10-3.015	Adjutant General <i>moved to 23 CSR 10-3.015</i>				49 MoReg 1307
11 CSR 10-4.010	Adjutant General <i>moved to 23 CSR 10-4.010</i>				49 MoReg 1307
11 CSR 10-5.010	Adjutant General <i>moved to 23 CSR 10-5.010</i>				49 MoReg 1307
11 CSR 10-5.015	Adjutant General <i>moved to 23 CSR 10-5.015</i>				49 MoReg 1307
11 CSR 10-6.010	Adjutant General <i>moved to 23 CSR 10-6.010</i>				49 MoReg 1308
11 CSR 10-7.010	Adjutant General <i>moved to 23 CSR 10-7.010</i>				49 MoReg 1308
11 CSR 30-1.010	Office of the Director		49 MoReg 987		
11 CSR 30-8.010	Office of the Director		49 MoReg 987R		
11 CSR 30-8.020	Office of the Director		49 MoReg 988R		
11 CSR 30-8.030	Office of the Director		49 MoReg 988R		
11 CSR 30-8.040	Office of the Director		49 MoReg 988R		
11 CSR 30-19.010	Office of the Director		49 MoReg 988		
11 CSR 45-13.030	Missouri Gaming Commission		This Issue		
11 CSR 45-30.135	Missouri Gaming Commission		This Issue		
11 CSR 45-30.280	Missouri Gaming Commission		This Issue		
11 CSR 45-30.610	Missouri Gaming Commission		This Issue		
11 CSR 50-2.010	Missouri State Highway Patrol		49 MoReg 1293		
11 CSR 50-2.020	Missouri State Highway Patrol		49 MoReg 1294		
11 CSR 50-2.060	Missouri State Highway Patrol		49 MoReg 1294		
11 CSR 50-2.070	Missouri State Highway Patrol		49 MoReg 1295		
11 CSR 50-2.090	Missouri State Highway Patrol		49 MoReg 1295		
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11 CSR 50-2.120	Missouri State Highway Patrol		49 MoReg 1297		
11 CSR 50-2.140	Missouri State Highway Patrol		49 MoReg 1299		
11 CSR 70-2.010	Division of Alcohol and Tobacco Control		49 MoReg 1345		

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11 CSR 70-2.020	Division of Alcohol and Tobacco Control		49 MoReg 1345		
11 CSR 70-2.050	Division of Alcohol and Tobacco Control		49 MoReg 1346		
11 CSR 70-2.060	Division of Alcohol and Tobacco Control		49 MoReg 1346		
11 CSR 70-2.120	Division of Alcohol and Tobacco Control		This Issue		
11 CSR 70-2.140	Division of Alcohol and Tobacco Control		49 MoReg 1347		
11 CSR 70-2.240	Division of Alcohol and Tobacco Control		49 MoReg 1347		
11 CSR 70-2.270	Division of Alcohol and Tobacco Control		49 MoReg 1349		
11 CSR 90-4.010	Missouri 911 Service Board		49 MoReg 793	This Issue	
11 CSR 90-4.020	Missouri 911 Service Board		49 MoReg 794	This Issue	
11 CSR 90-4.030	Missouri 911 Service Board		49 MoReg 794	This Issue	
11 CSR 90-4.040	Missouri 911 Service Board		49 MoReg 794	This Issue	
11 CSR 90-4.050	Missouri 911 Service Board		49 MoReg 795	This Issue	
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11 CSR 90-4.100	Missouri 911 Service Board		49 MoReg 796	This Issue	
11 CSR 90-4.150	Missouri 911 Service Board		49 MoReg 797	This Issue	
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12 CSR 10-2.155	Director of Revenue		49 MoReg 887		
12 CSR 10-2.165	Director of Revenue		49 MoReg 340	49 MoReg 1191	
12 CSR 10-2.190	Director of Revenue		49 MoReg 342	49 MoReg 1191	
12 CSR 10-2.730	Director of Revenue		49 MoReg 397	49 MoReg 1191	
12 CSR 10-2.740	Director of Revenue		49 MoReg 345	49 MoReg 1191	
12 CSR 10-4.622	Director of Revenue		49 MoReg 398R	49 MoReg 1192R	
12 CSR 10-10.140	Director of Revenue		49 MoReg 486R	49 MoReg 1192R	
12 CSR 10-23.475	Director of Revenue		49 MoReg 398	49 MoReg 1192	
12 CSR 10-24.060	Director of Revenue		49 MoReg 888		
12 CSR 10-24.200	Director of Revenue		49 MoReg 637		
12 CSR 10-24.325	Director of Revenue		49 MoReg 736		
12 CSR 10-24.330	Director of Revenue		48 MoReg 1544	49 MoReg 101	
12 CSR 10-24.340	Director of Revenue		49 MoReg 353	49 MoReg 1192	
12 CSR 10-24.390	Director of Revenue		49 MoReg 736		
12 CSR 10-24.402	Director of Revenue		49 MoReg 737		
12 CSR 10-24.405	Director of Revenue		49 MoReg 738		
12 CSR 10-24.420	Director of Revenue		49 MoReg 888		
12 CSR 10-24.430	Director of Revenue		49 MoReg 738		
12 CSR 10-24.440	Director of Revenue		49 MoReg 637R		
12 CSR 10-24.480	Director of Revenue		49 MoReg 739		
12 CSR 10-25.140	Director of Revenue		49 MoReg 399	49 MoReg 1192	
12 CSR 10-26.231	Director of Revenue	49 MoReg 395	49 MoReg 400	49 MoReg 1192	
12 CSR 10-400.200	Director of Revenue		49 MoReg 353R	49 MoReg 1193R	
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13 CSR 35-38.010	Children's Division	49 MoReg 1043	49 MoReg 1129		
13 CSR 35-71.015	Children's Division		49 MoReg 798		
13 CSR 35-71.045	Children's Division	48 MoReg 1676	49 MoReg 560R	This IssueW	
			49 MoReg 560	This IssueW	
13 CSR 35-71.300	Children's Division		49 MoReg 802	49 MoReg 1404	
13 CSR 40-100.020	Family Support Division		49 MoReg 1134		
13 CSR 70-1.010	MO HealthNet Division		49 MoReg 1140		
13 CSR 70-3.200	MO HealthNet Division		49 MoReg 638	This Issue	
13 CSR 70-3.320	MO HealthNet Division		49 MoReg 804	This Issue	
13 CSR 70-8.010	MO HealthNet Division		49 MoReg 1400		
13 CSR 70-8.020	MO HealthNet Division		49 MoReg 989		
13 CSR 70-15.010	MO HealthNet Division	49 MoReg 1329			
13 CSR 70-15.110	MO HealthNet Division	49 MoReg 1334	49 MoReg 1349		
13 CSR 70-15.230	MO HealthNet Division	49 MoReg 1341	49 MoReg 1357		
13 CSR 70-20.030	MO HealthNet Division		This Issue		
13 CSR 70-25.160	MO HealthNet Division		49 MoReg 638	This IssueW	
13 CSR 70-94.030	MO HealthNet Division	49 MoReg 785	49 MoReg 810		
13 CSR 70-98.015	MO HealthNet Division		This Issue		
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13 CSR 70-98.030	MO HealthNet Division				49 MoReg 1408
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15 CSR 30-51.010	Secretary of State		This Issue		
15 CSR 30-51.020	Secretary of State		This Issue		
15 CSR 30-51.180	Secretary of State		This Issue		
15 CSR 30-120.010	Secretary of State <i>moved to 20 CSR 1140-120.010</i>				This Issue
15 CSR 30-120.020	Secretary of State <i>moved to 20 CSR 1140-120.020</i>				This Issue
15 CSR 30-120.030	Secretary of State <i>moved to 20 CSR 1140-120.030</i>				This Issue
15 CSR 30-120.040	Secretary of State <i>moved to 20 CSR 1140-120.040</i>				This Issue
15 CSR 30-120.050	Secretary of State <i>moved to 20 CSR 1140-120.050</i>				This Issue
15 CSR 30-120.060	Secretary of State <i>moved to 20 CSR 1140-120.060</i>				This Issue
15 CSR 30-120.070	Secretary of State <i>moved to 20 CSR 1140-120.070</i>				This Issue
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16 CSR 20-1.010	Missouri Local Government Employees' Retirement System (LAGERS)		49 MoReg 642	This Issue	

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16 CSR 20-2.150	Missouri Local Government Employees' Retirement System (LAGERS)		49 MoReg 642	This Issue	
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19 CSR 20-80.010	Division of Community and Public Health		49 MoReg 990		
19 CSR 30-40.600	Division of Regulation and Licensure		49 MoReg 990		
19 CSR 60-50	Missouri Health Facilities Review Committee				49 MoReg 1194 49 MoReg 1368
19 CSR 60-50.430	Missouri Health Facilities Review Committee		49 MoReg 815	This Issue	
19 CSR 60-50.440	Missouri Health Facilities Review Committee		49 MoReg 818	This Issue	
19 CSR 60-50.450	Missouri Health Facilities Review Committee		49 MoReg 818	This Issue	
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20 CSR	Applied Behavior Analysis Maximum Benefit				49 MoReg 304
20 CSR	Construction Claims Binding Arbitration Cap				49 MoReg 304
20 CSR	Non-Economic Damages in Medical Malpractice Cap				49 MoReg 305
20 CSR	Sovereign Immunity Limits				49 MoReg 45
20 CSR	State Legal Expense Fund Cap				49 MoReg 305
20 CSR 1140-120.010	Division of Finance <i>formerly 15 CSR 30-120.010</i>				This Issue
20 CSR 1140-120.020	Division of Finance <i>formerly 15 CSR 30-120.020</i>				This Issue
20 CSR 1140-120.030	Division of Finance <i>formerly 15 CSR 30-120.030</i>				This Issue
20 CSR 1140-120.040	Division of Finance <i>formerly 15 CSR 30-120.040</i>				This Issue
20 CSR 1140-120.050	Division of Finance <i>formerly 15 CSR 30-120.050</i>				This Issue
20 CSR 1140-120.060	Division of Finance <i>formerly 15 CSR 30-120.060</i>				This Issue
20 CSR 1140-120.070	Division of Finance <i>formerly 15 CSR 30-120.070</i>				This Issue
20 CSR 2030-14.020	Missouri Board for Architects, Professional Engineers, Professional Land Surveyors, and Professional Landscape Architects		49 MoReg 739	49 MoReg 1366	
20 CSR 2030-14.030	Missouri Board for Architects, Professional Engineers, Professional Land Surveyors, and Professional Landscape Architects		49 MoReg 740	49 MoReg 1366	
20 CSR 2030-14.040	Missouri Board for Architects, Professional Engineers, Professional Land Surveyors, and Professional Landscape Architects		49 MoReg 740	49 MoReg 1366	
20 CSR 2040-5.040	Office of Athletics		49 MoReg 741	49 MoReg 1366	
20 CSR 2063-1.015	Behavior Analyst Advisory Board		49 MoReg 1143		
20 CSR 2063-6.005	Behavior Analyst Advisory Board		This Issue		
20 CSR 2085-3.010	Board of Cosmetology and Barber Examiners		49 MoReg 889	This Issue	
20 CSR 2085-8.070	Board of Cosmetology and Barber Examiners		49 MoReg 819	49 MoReg 1404	
20 CSR 2085-12.010	Board of Cosmetology and Barber Examiners		49 MoReg 819	49 MoReg 1404	
20 CSR 2110-2.130	Missouri Dental Board		49 MoReg 642	This Issue	
20 CSR 2110-2.134	Missouri Dental Board		49 MoReg 643	This Issue	
20 CSR 2115-1.040	State Committee of Dietitians		49 MoReg 1302		
20 CSR 2115-2.040	State Committee of Dietitians		48 MoReg 317	48 MoReg 964	
20 CSR 2120-2.106	State Board of Embalmers	49 MoReg 789	49 MoReg 819	This Issue	
20 CSR 2120-3.210	State Board of Embalmers		49 MoReg 1189		
20 CSR 2145-1.040	Missouri Board of Geologist Registration		49 MoReg 1145		
20 CSR 2150-2.080	State Board of Registration for the Healing Arts		49 MoReg 645	49 MoReg 1306	
20 CSR 2197-1.040	Board of Therapeutic Massage		49 MoReg 562	49 MoReg 1193	
20 CSR 2197-2.010	Board of Therapeutic Massage	49 MoReg 952	49 MoReg 1006		
20 CSR 2220-2.013	State Board of Pharmacy		49 MoReg 1147		
20 CSR 2220-2.715	State Board of Pharmacy		49 MoReg 1190		
20 CSR 2220-4.010	State Board of Pharmacy		49 MoReg 647	49 MoReg 1367	
20 CSR 2232-1.040	Missouri State Committee of Interpreter	49 MoReg 1049	49 MoReg 1151		
20 CSR 2235-5.030	Missouri State Committee of Interpreter		This Issue		
20 CSR 2245-3.005	Real Estate Appraisers		49 MoReg 895	This Issue	
20 CSR 2245-5.020	Real Estate Appraisers		49 MoReg 896	This Issue	
20 CSR 2245-6.018	Real Estate Appraisers		49 MoReg 899	This Issue	
20 CSR 2263-2.085	State Committee for Social Workers		49 MoReg 741	49 MoReg 1367	
20 CSR 4240-2.075	Public Service Commission		49 MoReg 651	49 MoReg 1405	
20 CSR 4240-2.115	Public Service Commission		49 MoReg 651	49 MoReg 1406	
20 CSR 4240-3.190	Public Service Commission		49 MoReg 1359		
20 CSR 4240-10.030	Public Service Commission		49 MoReg 902		
20 CSR 4240-10.095	Public Service Commission		49 MoReg 1364R		
20 CSR 4240-40.100	Public Service Commission		49 MoReg 909		
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20 CSR 4240-123.080	Public Service Commission		49 MoReg 823		
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23 CSR 10-1.010	Adjutant General <i>formerly 11 CSR 10-1.010</i>				49 MoReg 1307
23 CSR 10-1.020	Adjutant General <i>formerly 11 CSR 10-1.020</i>				49 MoReg 1307
23 CSR 10-2.010	Adjutant General <i>formerly 11 CSR 10-2.010</i>				49 MoReg 1307

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23 CSR 10-3.015	Adjutant General <i>formerly 11 CSR 10-3.015</i>				49 MoReg 1307
23 CSR 10-4.010	Adjutant General <i>formerly 11 CSR 10-4.010</i>				49 MoReg 1307
23 CSR 10-5.010	Adjutant General <i>formerly 11 CSR 10-5.010</i>				49 MoReg 1307
23 CSR 10-5.015	Adjutant General <i>formerly 11 CSR 10-5.015</i>				49 MoReg 1307
23 CSR 10-6.010	Adjutant General <i>formerly 11 CSR 10-6.010</i>				49 MoReg 1308
23 CSR 10-7.010	Adjutant General <i>formerly 11 CSR 10-7.010</i>				49 MoReg 1308

EMERGENCY RULE TABLE

AGENCY	PUBLICATION	EFFECTIVE	EXPIRATION
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13 CSR 35-38.010	Adoption and Guardianship Subsidy.49 MoReg 1043	June 25, 2024. Feb. 27, 2025
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13 CSR 70-15.010	Inpatient Hospital Services Reimbursement Methodology.49 MoReg 1329	Aug. 9, 2024. Feb. 27, 2025
13 CSR 70-15.110	Federal Reimbursement Allowance (FRA)49 MoReg 1334.	Aug. 9, 2024. Feb. 27, 2025
13 CSR 70-15.230	Upper Payment Limit (UPL) Payment Methodology49 MoReg 1341.	Aug. 9, 2024. Feb. 27, 2025
13 CSR 70-25.160	Doula Services	Next Issue.	Sept. 30, 2024. March 28, 2025
13 CSR 70-94.030	Transformation of Rural Community Health (ToRCH)49 MoReg 785	May 6, 2024. Nov. 1, 2024
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20 CSR 2120-2.106	Preneed Funeral Contract Audit Fee Waiver49 MoReg 789	May 14, 2024. Feb. 20, 2025
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20 CSR 2232-1.040	Fees49 MoReg 1049	Sept. 1, 2024. Jan. 31, 2025

The Secretary of State shall publish all executive orders beginning January 1, 2003, pursuant to section 536.035.2, RSMo.

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2024			
24-10	Directs the Department of Health and Senior Services to address foods containing unregulated psychoactive cannabis products and the Department of Public Safety Division of Alcohol and Tobacco to amend regulations on unregulated psychoactive cannabis products	August 1, 2024	49 MoReg 1343
24-09	Orders executive branch state offices closed on Friday, July 5, 2024	July 1, 2024	49 MoReg 1188
24-08	Extends Executive Order 24-06 and the State of Emergency until July 31, 2024	June 26, 2024	49 MoReg 1187
24-07	Extends Executive Order 23-06 and the State of Emergency until June 30, 2024	May 30, 2024	49 MoReg 954
24-06	Declares a State of Emergency and directs the Missouri State Emergency Operations Plan be activated due to forecasted severe storm systems	May 2, 2024	49 MoReg 847
24-05	Extends Executive Order 23-05 to address drought-response efforts until September 1, 2024	April 26, 2024	49 MoReg 792
24-04	Designates members of his staff to have supervisory authority over departments, divisions and agencies of state government	February 29, 2024	49 MoReg 447
24-03	Declares a State of Emergency and declares Missouri will implement the Emergency Mutual Aid Compact (EMAC) agreement with the State of Texas to provide support with border operations	February 20, 2024	49 MoReg 446
24-02	Declares a State of Emergency and directs the Missouri State Emergency Operations Plan be activated due to forecasted winter storm systems	January 11, 2024	49 MoReg 270
24-01	Orders the Dept. of Agriculture to establish rules regarding acquisitions of agricultural land by foreign businesses	January 2, 2024	49 MoReg 136
2023			
23-10	Extends Executive Order 23-05 to address drought-response efforts until May 1, 2024	November 17, 2023	48 MoReg 2267
23-09	Orders state offices to be closed on Friday, November 24, 2023	November 9, 2023	48 MoReg 2149
23-08	Declares a State of Emergency and directs the Missouri State Emergency Operations Plan be activated due to forecasted severe storm systems	August 5, 2023	48 MoReg 1684
23-07	Designates members of his staff to have supervisory authority over departments, divisions and agencies of state government	July 28, 2023	48 MoReg 1595
23-06	Rescinds Executive Order 17-20	June 29, 2023	48 MoReg 1423
23-05	Declares drought alerts for 60 Missouri counties in accordance with the Missouri Drought Mitigation and Response Plan	May 31, 2023	48 MoReg 1179
23-04	Designates members of the governor's staff as having supervisory authority over each department, division, or agency of state government	April 14, 2023	48 MoReg 911
23-03	Declares a State of Emergency and directs the Missouri State Emergency Operations Plan be activated due to severe storm systems	March 31, 2023	48 MoReg 795
23-02	Extends Executive Order 22-08, the State of Emergency, and waivers until February 28, 2023	January 24, 2023	48 MoReg 433
23-01	Orders the commencement of the Missourians Aging with Dignity Initiative, with directives to support all citizens as they age	January 19, 2023	48 MoReg 431

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